

STAND. COM. REP. NO.

1070

Honolulu, Hawaii

MAR 24 2017

RE: H.B. No. 308
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Government Operations, to which was referred H.B. No. 308, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS,"

begs leave to report as follows:

The purpose and intent of this measure is to allow board members to provide government records that are open to public inspection to other board members under certain conditions.

Your Committee received testimony in support of this measure from the Hawai'i State Association of Counties, Civil Beat Law Center for the Public Interest, and two individuals. Your Committee received testimony in opposition to this measure from the League of Women Voters. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee supports efforts to increase government transparency and efficiency. Your Committee finds that under this measure, the distribution of the government records is limited to documents open to public inspection. Your Committee further notes that the greatest need for this measure appears to be to increase the efficiency and transparency of the county councils.

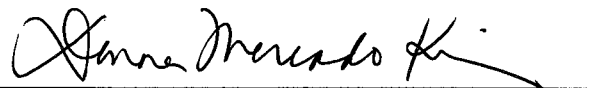
Your Committee has amended this measure by:



- (1) Limiting the circumstances and criteria under which county council members may share government records;
- (2) Restricting the types of government records that may be transmitted to records created by a person other than an officer or employee of the county council;
- (3) Clarifying the conditions under which the government records may be transmitted and what the transmittal may contain;
- (4) Requiring the government records to be accessible to the public no less than twenty-four hours before a council meeting and electronically mailed upon request;
- (5) Including a repeal date of June 30, 2019; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 308, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 308, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Government
Operations,



DONNA MERCADO KIM, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Government Operations
GVO

Bill / Resolution No.:* <i>HB 308 HD1</i>	Committee Referral: <i>GVO, JDL</i>	Date: <i>3/16/17</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)	<i>X</i>			
RUDERMAN, Russell E. (VC)	<i>X</i>			
GALUTERIA, Brickwood				<i>X</i>
RHOADS, Karl	<i>X</i>			
TOKUDA, Jill N.				<i>X</i>
TOTAL	<i>3</i>	<i>0</i>	<i>0</i>	<i>2</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes