

Honolulu, Hawaii

FEB 14 2017

RE: S.B. No. 960

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 Hawaiian Affairs, to which was referred
S.B. No. 960 entitled:

"A BILL FOR AN ACT RELATING TO PERSONAL PRIVACY,"

begs leave to report as follows:

The purpose and intent of this measure is to specify that
certain content of Department of Hawaiian Home Lands homestead
applicant and lessee files are not required to be disclosed or
made open to public inspection.

Your Committee received testimony in support of this measure
from the Department of Hawaiian Home Lands, Department of the
Attorney General, Ka Lahui Hawaii Political Action Committee,
Council for Native Hawaiian Advancement, Sovereign Councils of the
Hawaiian Homeland Assembly, Kamuela Homesteaders Association,
Waimanalo Hawaiian Homes Association, and numerous individuals.
Your Committee received comments from the Civil Beat Law Center
for the Public Interest. Your Committee received comments from
the Office of Information Practices.

Your Committee finds that the relationship between the
Department of Hawaiian Home Lands and its applicants and lessees
is unique from relationships between other agencies and members of
the public which they serve. The Department of Hawaiian Home
Lands is required to maintain records of beneficiaries that are
highly personal, involving their home and families.


Your Committee has amended this measure by:



- (1) On the recommendation of the Attorney General, clarifying that certain government records maintained by the Department of Hawaiian Home Lands homestead applicant and lessee files are not required to be publicly disclosed or made open to inspection pursuant to a public records request; and
- (2) 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 Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 960, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 960, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Hawaiian Affairs,



MAILE S.L. SHIMABUKURO, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Hawaiian Affairs
HWN

Bill / Resolution No.:* SB 960	Committee Referral: HWN, JDL	Date: 2/7/2017		
<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
SHIMABUKURO, Maile S.L. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
ENGLISH, J. Kalani	✓			
GREEN, Josh	✓			
KIM, Donna Mercado				✓
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes