

Honolulu, Hawaii

**APR 26 2018**

RE: S.B. No. 2738  
S.D. 1  
H.D. 1  
C.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2738, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO FOUND ELECTRONIC DEVICES,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose and intent of this measure is to require county police departments and the Department of Transportation to sanitize unclaimed electronic devices, in accordance with recognized standards and guidelines, before providing the unclaimed property to finders or disposing of the property by public auction or other means.

Your Committee on Conference finds that protecting individuals' sensitive personal information is important for maintaining public safety. The many personal electronic devices that individuals use may contain copious amounts of a device owner's personal information. When these devices are lost, the personal information



contained therein is potentially accessible by others, thereby putting the owner at risk. Under existing law, some local and state agencies are required to return unclaimed property to the finder of that property after forty-five days. However, existing laws do not require the applicable local or state agency to take steps to protect any personal information contained within found electronic devices before returning them to a finder or disposing of the devices through public auction or other means. Therefore, your Committee on Conference finds that state law needs to be updated to keep pace with technology and reflect the need to protect personal information on unclaimed electronic devices.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2738, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2738, S.D. 1, H.D. 1, C.D. 1.

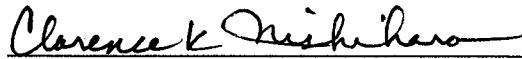
Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



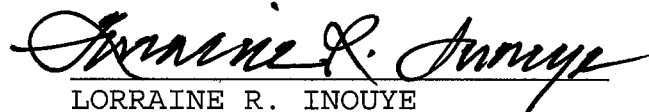
ROY M. TAKUMI  
Co-Chair



CLARENCE K. NISHIHARA  
Chair



SCOTT Y. NISHIMOTO  
Co-Chair



LORRAINE R. INOUE  
Co-Chair





TY J. CULLEN  
Co-Chair



J. KALANI ENGLISH  
Co-Chair



Record of Votes of a  
Conference Committee

Bill / Concurrent Resolution No.: <b>SB 2738, SD 1, HD 1</b>					Date/Time: <b>4/23/18 2:00 p.m.</b>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
NISHIHARA, Clarence K., Chr.	/				TAKUMI, Roy M., Co-Chr.	/			
INOUE, Lorraine R., Co-Chr.	/				NISHIMOTO, Scott Y., Co-Chr.	/			
ENGLISH, J. Kalani, Co-Chr.	/				CULLEN, Ty J.K., Co-Chr.	/			
					MORIKAWA, Dee				/
					MCDERMOTT, Bob				/
<b>TOTAL</b>	<b>3</b>				<b>TOTAL</b>	<b>3</b>			<b>2</b>
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
<b>Distribution:</b>		<b>Original</b>	<b>Yellow</b>	<b>Pink</b>	<b>Goldenrod</b>				
		File with Conference Committee Report	House Clerk's Office	Senate Clerk's Office	Drafting Agency				