
HOUSE CONCURRENT RESOLUTION

CONVENING A TASK FORCE TO EXAMINE AND RECOMMEND LAWS AND
REGULATIONS TO UPDATE PRIVACY LAW.

1 WHEREAS, Hawaii law and culture has a high bar for privacy
2 when compared to other states; and
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4 WHEREAS, strong privacy laws are in the public interest;
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7 WHEREAS, implications for and interests relating to privacy
8 have changed in recent decades and laws must now catch up; and
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10 WHEREAS, the creation of the internet has significantly
11 impacted the course of human history; and
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13 WHEREAS, in the short span of twenty-three years, public
14 internet usage has increased from less than one percent to about
15 fifty-five percent of the world's population; and
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17 WHEREAS, today, approximately seventy-five percent of
18 Americans have access to the internet; and
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20 WHEREAS, as internet access has expanded, so has the
21 function, capability, and public use of the internet; and
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23 WHEREAS, a major function and use of the internet is the
24 collection and sharing of personal data and information, often
25 over jurisdictional boundaries; and
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27 WHEREAS, given the rapid and constant development of
28 internet function, capability, and public use, governments have
29 struggled to adopt law and regulations that are relevant to the
30 most current internet trends; and
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1 WHEREAS, one particular area in which internet use has
2 expanded and governments have struggled to comprehensively
3 regulate is the collection, transmission, processing,
4 protection, and storing of personal data and information; and
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6 WHEREAS, because of this struggle, the privacy of
7 individuals across the world has been compromised; and
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9 WHEREAS, some jurisdictions have attempted to regulate the
10 collection, transmission, processing, protection, and storing of
11 personal data and information in an effort to protect privacy of
12 internet users; and
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14 WHEREAS, in 2018, the General Data Protection Regulation
15 went into effect across the European Union, and placed
16 significant restrictions on companies that collect, transmit,
17 process, protect, and store personal data collected over the
18 internet; and
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20 WHEREAS, additionally, the General Data Protection
21 Regulation established significant penalties for those that do
22 not comply with the Regulation; and
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24 WHEREAS, also in 2018, the California Consumer Privacy Act
25 was signed into law, and it will go into effect in 2020; and
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27 WHEREAS, similar to the General Data Protection Regulation,
28 the California Consumer Privacy Act gives consumers rights, such
29 as the rights to opt out of the sale of any personal information
30 and have personal data erased, and require companies to disclose
31 certain uses of personal data; and
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33 WHEREAS, the State should examine existing internet privacy
34 laws and regulation to determine how to best protect the privacy
35 interests of the people of Hawaii; now, therefore,
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37 BE IT RESOLVED by the House of Representatives of the
38 Thirtieth Legislature of the State of Hawaii, Regular Session of
39 2019, the Senate concurring, that a Twenty-First Century Privacy
40 Law Task Force be convened to examine and recommend laws and
41 regulations relating to internet privacy, the collection,
42 transmission, processing, protection, storage, and sale of
43 personal data, hacking, data breaches, and other similar
44 subjects; and



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BE IT FURTHER RESOLVED that any Twenty-First Century Privacy Law Task Force recommendations relating to internet privacy laws are requested to match or exceed the intent of Hawaii's existing privacy protections established in the State Constitution and Hawaii Revised Statutes; and

BE IT FURTHER RESOLVED that the Twenty-First Century Privacy Law Task Force comprise the following members or their designees:

- (1) The Chair of the House Committee on Judiciary, who shall serve as co-chair of the Task Force;
- (2) The Chair of the Senate Committee on Judiciary, who shall serve as co-chair of the Task Force;
- (3) The Attorney General;
- (4) The Director of Commerce and Consumer Affairs;
- (5) The Chief Information Officer; and
- (6) The Prosecuting Attorney of the City and County of Honolulu; and

BE IT FURTHER RESOLVED that the co-chairs of the Twenty-First Century Privacy Law Task Force may invite other interested parties to join the Task Force; and

BE IT FURTHER RESOLVED that members of the Twenty-First Century Privacy Law Task Force serve without compensation; and

BE IT FURTHER RESOLVED that the Twenty-First Century Privacy Law Task Force is requested to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2020; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Governor; Attorney General; Director of Commerce and Consumer Affairs; Director of Business, Economic Development, and Tourism; Chief Information



1 Officer; and Prosecuting Attorney for the City and County of
2 Honolulu.

