

JAN 18 2019

A BILL FOR AN ACT

RELATING TO GOVERNMENT ACCOUNTABILITY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that every year laws are
2 enacted that require government departments, agencies, and
3 offices to conduct new studies and audits and to report the
4 findings and recommendations of those studies and audits to the
5 legislature. The volume of reports required each year and the
6 number of reporting entities involved in creating those reports
7 makes it difficult for the legislature to effectively track and
8 review the required reports for purposes of accountability.
9 Therefore, it is necessary to establish a streamlined system in
10 which the legislature can be accurately informed about which
11 departments, agencies, and offices are and are not meeting their
12 reporting requirements.

13 The legislature also finds that the legislative reference
14 bureau is already tasked with creating a report outlining the
15 bills that require the submission of a report to the
16 legislature. The legislative reference bureau is therefore the
17 appropriate entity to collect and manage more detailed



1 information relating to required reports and the submission of
2 those reports to the legislature each session.

3 Accordingly, the purpose of this Act is to:

4 (1) Require the appropriate receiving elective officer of
5 each chamber of the legislature to promptly notify the
6 legislative reference bureau of the receipt of any
7 report required by law to be submitted to the
8 legislature or requested by legislative concurrent
9 resolution;

10 (2) Require the legislative reference bureau to develop a
11 spreadsheet informing members of the legislature on
12 the status and subject of all reports to be submitted
13 to the legislature as required by law or requested by
14 legislative concurrent resolution;

15 (3) Require the legislative reference bureau to inform the
16 legislature of all annual and other reports required
17 by law to be submitted to the legislature or requested
18 by legislative concurrent resolution that were not
19 timely submitted; and

20 (4) Require governmental agencies that submit reports to
21 include certain information in their reports to



1 facilitate the legislative reference bureau's timely
2 reporting of the submission of those reports.

3 SECTION 2. Chapter 21, Hawaii Revised Statutes, is amended
4 as follows:

5 1. By amending its title to read:

6 **"LEGISLATIVE [~~HEARINGS AND PROCEDURE~~] OPERATIONS"**

7 2. By designating sections 21-1 to 21-19, Hawaii Revised
8 Statutes, as "Part I. Legislative Investigating Committees".

9 3. By amending sections 21-1, 21-2, 21-6, 21-13, 21-15,
10 and 21-19, Hawaii Revised Statutes, by substituting the word
11 "part" wherever the word "chapter" appears, as the context
12 requires.

13 4. By adding a new part to be appropriately inserted and
14 to read:

15 **"PART . GENERAL PROVISIONS**

16 **§21- Reports received by the legislature; notification**
17 **to the legislative reference bureau.** Upon the receipt of any
18 report required by law to be submitted to the legislature or
19 requested by legislative concurrent resolution, the appropriate
20 receiving elective officer of each chamber shall promptly notify



1 the legislative reference bureau of the date of receipt of the
2 report."

3 SECTION 3. Section 23G-5, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "[~~§~~23G-5~~]~~ Annual and other reports to be submitted to
6 legislature; tracking, monitoring, reporting, coordination. (a)

7 The legislative reference bureau shall develop a system to track
8 and monitor the submission of reports to the legislature by
9 executive agencies and the judiciary. The system shall
10 encompass all annual and other reports required by law to be
11 submitted to the legislature~~[7]~~ or requested by legislative
12 concurrent resolution.

13 (b) For all annual and other reports required by law to be
14 submitted to the legislature or requested by legislative
15 concurrent resolution, the legislative reference bureau shall
16 create a spreadsheet detailing the following:

- 17 (1) The number of the Act or legislative concurrent
18 resolution requiring the report;
19 (2) A description of the required contents of the report;
20 (3) If applicable, the amount appropriated for the report
21 or for a study that was the basis for the report, if



1 the appropriation amount is clearly specified in the
2 Act or legislative concurrent resolution or is made
3 available by the agency required to submit the report
4 or study, pursuant to section 93-16(a)(3);

5 (4) The date on which the report is due to the
6 legislature; and

7 (5) The date on which the legislature received the
8 required report, as provided to the legislative
9 reference bureau pursuant to section 21- .

10 The legislative reference bureau shall make the spreadsheet
11 available to all members of the legislature no later than twenty
12 days prior to the convening of each regular session.

13 (c) A copy of all annual and other reports required by law
14 to be submitted to the legislature or requested by legislative
15 concurrent resolution shall be provided to the legislative
16 reference bureau by the submitting government agency in
17 accordance with section 93-16.

18 (d) No later than ten days after the convening of each
19 regular session, the legislative reference bureau shall notify
20 the legislature of all annual and other reports required by law



1 to be submitted to the legislature or requested by legislative
2 concurrent resolution that were not timely submitted."

3 SECTION 4. Section 93-16, Hawaii Revised Statutes, is
4 amended by amending subsections (a) and (b) to read as follows:

5 "(a) Notwithstanding any other statute, law, charter
6 provision, ordinance, or rule to the contrary, whenever a
7 government agency is required to submit a report to the
8 legislature, the report shall [be]:

9 (1) [~~Available~~] Be available in printed form;

10 (2) Clearly identify the law or laws or legislative
11 concurrent resolution that required or requested the
12 report, as appropriate;

13 (3) Include the amount appropriated for the report or for
14 a study that was the basis for the report, as
15 appropriate;

16 (4) Include the date that the legislature established by
17 which the report was to be submitted to it for review;

18 [~~(2) Submitted~~] (5) Be submitted in printed form to the
19 president of the senate, the speaker of the house of
20 representatives, and the legislative reference bureau
21 library; and



1 [~~(3)~~ ~~Posted~~] (6) Be posted on the designated central State
2 of Hawaii website[+] or
3 [~~(4)~~ ~~Posted~~] on the Internet in an [~~easily-located~~] easily
4 located manner.

5 (b) If a government agency submits a report to the
6 legislature that is a consolidation of reports mandated by law
7 or requested by legislative concurrent resolution of that agency
8 or of other agencies that are administratively attached to the
9 government agency submitting the consolidated report, then the
10 agency submitting the consolidated report shall also include:

11 (1) A listing of each mandated report that is being
12 included in the consolidated report[~~-and~~] by clearly
13 identifying the law or laws or legislative concurrent
14 resolution, as appropriate, that required or requested
15 the report;

16 (2) The specific time period covered by the particular
17 government agency's report, if different from the time
18 period covered by the consolidated report[-]; and

19 (3) The amount appropriated for the compiled report,
20 broken down by cost for each report or study that is



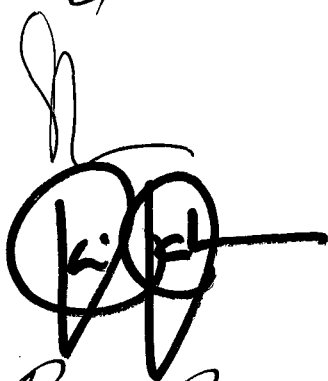
1 the basis for the report, as appropriate, that is
2 included in the consolidated report."

3 SECTION 5. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 6. This Act shall take effect upon its approval.

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S.B. NO. 502

Report Title:

Government Accountability; LRB; Reports

Description:

Requires the Legislative Reference Bureau to develop a spreadsheet informing members of the Legislature on the status and content of all reports to be submitted to the Legislature as required by law or requested by legislative concurrent resolution. Requires the Legislative Reference Bureau to inform the Legislature of all annual and other reports required by law to be submitted to the Legislature or requested by legislative concurrent resolution that were not timely submitted. Requires reporting entities to submit a copy of all reports submitted to the Legislature to the Legislative Reference Bureau.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

