

STAND. COM. REP. NO.

1872

Honolulu, Hawaii

APR 04 2019

RE: H.B. No. 702  
H.D. 1  
S.D. 2

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B.  
No. 702, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SATELLITE NAVIGATION  
TECHNOLOGY,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit the sale or offering for sale of location data collected using satellite navigation technology without the explicit consent of the individual who is the primary user of the satellite navigation technology-equipped device.

Your Committee received testimony in support of this measure from the American Civil Liberties Union of Hawai'i.

Your Committee finds that article I, section 6, of the Hawaii State Constitution provides that "[t]he right of the people to privacy is recognized and shall not be infringed without the showing of a compelling state interest", and further provides that "[t]he legislature shall take affirmative steps to implement this right". Your Committee further finds that the sale of location data collected using satellite navigation technology without the consent of the user of the navigation technology-enabled device is a significant invasion of the privacy of the user. This measure prohibits such sales of location data.



Your Committee has amended this measure by:

- (1) Removing unnecessary language that prohibited the sale or offer for sale of location data "in any manner, or by any means"; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 702, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 702, H.D. 1, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary,



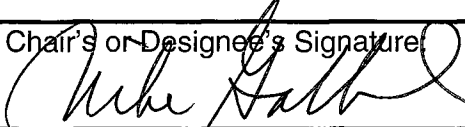
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KARL RHOADS, Chair



The Senate  
 Thirtieth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary**  
**JDC**

Bill / Resolution No.:*	Committee Referral:	Date:		
HB702, HD1, SD1	CPH, JDC	3/28/19		
<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
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)				✓
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
<b>TOTAL</b>	3	—	—	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes