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Testimony of the Department of Commerce and Consumer Affairs

**Before the
House Committee on Judiciary
Friday, March 22, 2019
2:10 p.m.
State Capitol, Conference Room 325**

**On the following measure:
H.C.R. 225, CONVENING A TASK FORCE TO EXAMINE AND RECOMMEND
LAWS AND REGULATIONS TO UPDATE PRIVACY LAWS**

Chair Lee and Members of the Committee:

My name is Stephen Levins, and I am the Executive Director of the Department of Commerce and Consumer Affairs' (Department) Office of Consumer Protection. The Department supports this concurrent resolution.

The purpose of this concurrent resolution is to convene a Twenty-First Century Privacy Law Task Force to examine and recommend laws and regulations relating to internet privacy, the collection, transmission, processing, protection, storage, and sale of personal data, hacking, data breaches, and other similar subjects.

The collection and processing of consumer information has grown exponentially in recent years. In view of this, the State has a serious interest in ensuring that the management of this information is done responsibly. Accordingly, the Department would welcome being a member of this task force and assisting the chairs in evaluating

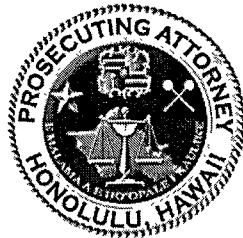
and developing appropriate legislative proposals that would provide strong legal privacy protections for the people of the State of Hawaii.

Thank you for the opportunity to testify on this concurrent resolution.

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**THE HONORABLE CHRIS LEE, CHAIR
HOUSE COMMITTEE ON JUDICIARY
Thirtieth State Legislature
Regular Session of 2019
State of Hawai'i**

March 22, 2019

**RE: H.C.R. 225; CONVENING A TASK FORCE TO EXAMINE AND RECOMMEND
LAWS AND REGULATIONS TO UPDATE PRIVACY LAW.**

Chair Lee, Vice-Chair San Buenaventura and members of the House Committee on Judiciary, the Department of the Prosecuting Attorney of the City and County of Honolulu ("Department") submits the following comments regarding H.C.R. 225.

The purpose of H.C.R. 225 is to create a task force to examine existing laws regarding internet privacy, personal data, hacking and similar subjects. The current members named on the task force are the House and Senate Judiciary Committee Chairs, the Attorney General, the Director of the Department of Commerce and Consumer Affairs, and the Chief Information Officer.

While the Department takes no position on the formation of such a task force, we respectfully ask that, if the task force is ultimately created, our Department be included on it. Our white collar crime division is highly experienced at prosecuting cases involving violation of privacy, computer fraud, unauthorized computer access, and other such offenses, and as such, they are intimately familiar with the requirements, strengths and weaknesses of our current statutes. Just as importantly, they are familiar with many related statutes that could be impacted if and when these offenses are ever amended, and any pre-trial or trial proceedings that may be involved as well. Since 2011, our Department has already submitted a number of bills to update or amend some of these laws, and we are grateful that many of them have been passed by the Legislature and enacted.

Thank for you the opportunity to testify on this matter.

HCR-225

Submitted on: 3/21/2019 12:21:25 AM

Testimony for JUD on 3/22/2019 2:10:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Gerard Silva	Individual	Oppose	No

Comments: