

STAND. COM. REP. NO.

3149

Honolulu, Hawaii

MAR 04 2022

RE: S.B. No. 2111  
S.D. 2

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2111, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC NOTICES,"

begs leave to report as follows:

The purpose and intent of this measure is to allow government agencies under certain circumstances to publish public notices on an official website as an alternative to a newspaper.

Your Committee received testimony in support of this measure from the Department of Health, Department of Taxation, Department of Transportation, Department of Land and Natural Resources, City and County of Honolulu Department of Planning and Permitting, Hawai'i Tourism Authority, and Hawai'i State Association of Counties. Your Committee received testimony in opposition to this measure from the Disability and Communication Access Board, Oahu Publications Inc., and three individuals. Your Committee received comments on this measure from the Department of Budget and Finance, Office of Information Practices, Common Cause Hawaii, and AARP Hawai'i.

Your Committee finds that improving government efficiency without compromising public engagement and transparency is ideal. This can be accomplished by authorizing executive agencies the option to publish certain public notices on official websites in lieu of in printed newspapers. This measure will make the public



notification process for certain notices more effective and efficient.

Your Committee has amended this measure by:

- (1) Incorporating a technical amendment recommended by the Office of Information Practices;
- (2) Incorporating a recommendation proposed by the Disability and Communication Access Board specifying that the government agency shall post documents in accessible formats on an accessible official website;
- (3) Specifying that the government agency shall provide a disclaimer in any public notice from January 1, 2023, through June 30, 2023, that states that the government agency may begin to post notices online after July 1, 2023; and
- (4) Making technical, nonsubstantive amendments 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 S.B. No. 2111, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2111, S.D. 2.

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



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KARL RHOADS, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

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

Bill / Resolution No.:* <b>SB 2111, SDI</b>	Committee Referral: <b>GVO, JDC</b>	Date: <b>03-03-22</b>		
<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)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura		✓		
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt				✓
<b>TOTAL</b>	<b>5</b>	<b>1</b>	<b>-</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Hal Rhoads</i>				
<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