

STAND. COM. REP. NO.

2422

Honolulu, Hawaii

FEB 17 2022

RE: S.B. No. 2744

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. 2744 entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE STATE CONSTITUTION ESTABLISHING THE RIGHT TO OWN ONE'S OWN DATA,"

begs leave to report as follows:

The purpose and intent of this measure is to propose to amend article 1 of the Hawaii State Constitution by establishing the right of each person to own and have an exclusive property right in the data they generate on the internet.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from TechNet. Your Committee received comments on this measure from the Hawaii Credit Union League.

Your Committee finds that the collection and processing of consumer information has grown exponentially in recent years. Your Committee further finds that some jurisdictions have attempted to regulate the collection, transmission, processing, protection, and storing of personal data and information in an effort to protect privacy of internet users. Your Committee additionally finds that Hawaii law and culture has a high bar for privacy when compared to other states. This measure will ensure that a person's data is their exclusive property to ensure that their privacy is protected.



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. 2744 and recommends that it pass Second Reading and be referred to your Committee on Ways and Means.

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



KARL RHOADS, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2744	JDC, WAM	02-10-22		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input 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		✓		
TOTAL	4	1	-	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes