

Honolulu, Hawaii

APR 28 2022

RE: S.B. No. 3219
H.D. 1
C.D. 1

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

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 3219, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE SUNSHINE LAW,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to provide that the mandatory disclosure of the names of persons who are physically with a board member attending a remote board meeting applies only to the disclosure of the names of adults, and not minors, who are physically with the board member at a nonpublic location, unless the minor has a private interest with any issue before the board.

Your Committee on Conference finds that the Sunshine Law's newly effective remote meetings provision requires a board member participating from a nonpublic location to state who, if anyone, is present at the same location. Your Committee on Conference further finds that there are times when a board member may have their minor children with them during a remote board meeting. This measure will



protect the privacy and identity of minors that are with a board member during a meeting.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the mandatory disclosure of the names of minors present with a board member in a nonpublic location during a meeting of the board who have a private interest with any issue before the board applies to minors with a personal business, property, or financial interest; and
- (2) Inserting an effective date of July 1, 2022.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 3219, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 3219, H.D. 1, C.D. 1.

Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



ANGUS L.K. MCKELVEY
Co-Chair



KARL RHOADS
Chair



MARK N. NAKASHIMA
Co-Chair



Hawai'i State Legislature

CLR 56-22

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 3219, HD 1	Date/Time: 04-28-22 10:32am
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
RHOADS, Karl, Chr.	✓				MCKELVEY, Angus L.K., Co-Chr.	✓			
LEE, Chris	✓				NAKASHIMA, Mark M., Co-Chr.	✓			
FEVELLA, Kurt				✓	WILDBERGER, Tina	✓			
					WARD, Gene	✓			
TOTAL	2	-	-	1	TOTAL	4	-	-	-

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature:
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