



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
KA 'OIHANA O KA LOIO KUHINA  
THIRTY-THIRD LEGISLATURE, 2025**

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**ON THE FOLLOWING MEASURE:**

H.B. NO. 991, RELATING TO CRIMINAL HISTORY RECORD CHECKS.

**BEFORE THE:**

HOUSE COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS

**DATE:** Wednesday, February 19, 2025      **TIME:** 2:00 p.m.

**LOCATION:** State Capitol, Room 325

**TESTIFIER(S):** Anne E. Lopez, Attorney General, or  
Philip D. Higdon, Administrator, Hawaii Criminal Justice Data  
Center

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Chair Tarnas and Members of the Committee:

The Department of the Attorney General supports this bill and offers the following comments.

This bill amends sections 28-17(b) and 846-2.7(b)(49), Hawaii Revised Statutes (HRS), by deleting the term "agents of contractors."

These amendments are required by the Federal Bureau of Investigation (FBI). Statutes authorizing states to conduct fingerprint-based criminal history record checks for non-criminal purposes are subject to the approval of the FBI. Upon its review of sections 28-17 and 846-2.7(b)(49), HRS, the FBI determined that the term "agents of contractors" was overly broad, as it failed to specifically identify the subject of the criminal history record check. The amendments are necessary because the Department of the Attorney General needs to be able to conduct fingerprint-based background checks on people who have access to federal tax information held by the Department.

We respectfully ask the Committee to pass this bill. Thank you for the opportunity to provide testimony.