

Honolulu, Hawaii

APR 22 2010 , 2010

RE: S.B. No. 2937  
S.D. 1  
H.D. 1  
C.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2937, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES,"

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 exempt disclosure of government records in response to duplicate requests from a single requester if the agency to which the request is made satisfies specific requirements.

Your Committee on Conference finds that, currently, the Uniform Information Practices Act, codified at chapter 92F, Hawaii Revised Statutes, contains no provision allowing an agency to not respond to a record request, even when there is a legitimate justification for not responding. The intent of this measure is to address those extreme situations when there are repeated requests for records or information already provided to a requester.



Your Committee on Conference has amended this measure by deleting its contents and inserting language having a similar effect, which:

- (1) Creates an exemption in section 92F-11, Hawaii Revised Statutes, to the general requirement that agencies make government records available to requesters that allows government agencies to decline to make these records available for subsequent, duplicative requests; and
- (2) Inserts a repeal date for the measure of July 1, 2014.

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. 2937, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2937, S.D. 1, 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

  
\_\_\_\_\_  
JON RIKI KARAMATSU, Chair

  
\_\_\_\_\_  
BRIAN T. TANIGUCHI, Chair



