

DAVID Y. IGE
GOVERNOR

SHAN S. TSUTSUI
LIEUTENANT GOVERNOR



LINDA CHU TAKAYAMA
DIRECTOR

DAMIEN A. ELEFANTE
DEPUTY DIRECTOR

**STATE OF HAWAII
DEPARTMENT OF TAXATION**

830 PUNCHBOWL STREET, ROOM 221
HONOLULU, HAWAII 96813

<http://tax.hawaii.gov/>

Phone: (808) 587-1540 / Fax: (808) 587-1560

Email: Tax.Directors.Office@hawaii.gov

To: The Honorable Brian T. Taniguchi, Chair
and Members of the Senate Committee on Judiciary

Date: Friday, February 2, 2018
Time: 9:30 A.M.
Place: Conference Room 016, State Capitol

From: Linda Chu Takayama, Director
Department of Taxation

Re: S.B. 2691, Relating to Board Meetings

The Department of Taxation (Department) supports S.B. 2691 and offers the following comments for your consideration.

S.B. 2691 allows state boards to file a copy of their meeting notices with the Office of the Lieutenant Governor or the appropriate county clerk's office via electronic mail to an electronic mail address designated by the Office of the Lieutenant Governor or the appropriate county clerk's office. The bill is effective July 1, 2018.

The Department provides administrative support to the Council on Revenues (COR), Tax Review Commission (TRC), and Board of Taxation Review. The electronic filing of meeting notices will promote efficiency.

Thank you for the opportunity to provide testimony in support.



NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY

An Authority of the State of Hawaii attached to the Department of Business, Economic Development & Tourism



Statement of
Gregory P. Barbour
Executive Director
Natural Energy Laboratory of Hawaii Authority
before the

COMMITTEE ON JUDICIARY

Friday, February 2, 2018
9:30 am
State Capitol, Conference Room 016

in consideration of

SB 2691 RELATING TO BOARD MEETINGS.

The Natural Energy Laboratory of Hawaii Authority (NELHA) strongly supports SB 2691 which would allow boards to file a copy of the notice of public meetings with the Office of the Lieutenant Governor or appropriate County Clerk's office via electronic mail.

Submitting notice of public meetings with the Office of the Lieutenant Governor via electronic mail will substantially increase efficiency in our agency through cost savings.

Thank you for the opportunity to offer these comments.

DAVID Y. IGE
GOVERNOR



HAKIM OUANSAFI
EXECUTIVE DIRECTOR

BARBARA E. ARASHIRO
EXECUTIVE ASSISTANT

STATE OF HAWAII

HAWAII PUBLIC HOUSING AUTHORITY
1002 NORTH SCHOOL STREET
POST OFFICE BOX 17907
HONOLULU, HAWAII 96817

Statement of
Hakim Ouansafi
Hawaii Public Housing Authority
Before the

SENATE COMMITTEE ON JUDICIARY

Friday, February 2, 2018
9:30 AM
Room 016, Hawaii State Capitol

In consideration of
SB 2691
RELATING TO BOARD MEETINGS

Honorable Chair Taniguchi and Members of the Senate Committee on Judiciary, thank you for the opportunity to provide testimony concerning Senate Bill 2691, relating to board meetings.

The Hawaii Public Housing Authority (HPHA) is in **support** of SB 2691, which allows boards to file a copy of the notice of public meetings with the office of the lieutenant governor or appropriate county clerk's office via electronic mail.

With the advances in technology, it is in the best interest of State departments and agencies to be granted leeway when filing its notice of public meetings with the lieutenant governor. The HPHA supports the opportunity to file notice of public board meetings via electronic mail.

The HPHA appreciates the opportunity to provide the Senate Committee on Judiciary with the HPHA's comments regarding SB 2691. We thank you very much for your dedicated support.

OFFICE OF INFORMATION PRACTICES

STATE OF HAWAII
NO. 1 CAPITOL DISTRICT BUILDING
250 SOUTH HOTEL STREET, SUITE 107
HONOLULU, HAWAII 96813
TELEPHONE: 808-586-1400 FAX: 808-586-1412
EMAIL: oip@hawaii.gov

To: Senate Committee on Judiciary

From: Cheryl Kakazu Park, Director

Date: February 2, 2018, 9:30 a.m.
State Capitol, Conference Room 016

Re: Testimony on S.B. No. 2691
Relating to Board Meetings

Thank you for the opportunity to submit testimony on this bill, which would allow boards to file meeting notices via an electronic mail address designated by the Lieutenant Governor or a County Clerk. The Office of Information Practices (“OIP”) takes no position on this bill, which would not substantively change the law as OIP understands it, but **suggests an amendment to better align with the language of the Sunshine Law’s filing requirements as effective July 1, 2018.**

OIP has previously opined (in OIP Opinion Letter Number 06-06) that a meeting notice may be filed in whatever manner is set by the Lieutenant Governor’s office or a County Clerk’s office. OIP therefore would interpret the language of the new section 92-7 (effective July 1) as **allowing** a board to submit its notice to one of those offices by e-mail, so long as the office in question has designated an e-mail address as an acceptable way to file notice. **This measure would not require those offices to designate an e-mail address to accept notices, but would only allow** a board to file via an e-mail address designated by the relevant office. Thus, **OIP does not see this measure as changing the law,**

since it still leaves it up to each County Clerk or the Lieutenant Governor whether to designate an e-mail address for filing notices; however, **OIP has no objection** to making an amendment to clarify this point.

OIP would, however, recommend a technical amendment if this Committee is inclined to pass out this bill. The new section 92-7 (effective July 1, 2018) will no longer have the offices of the County Clerks and the Lieutenant Governor serve as the primary filing location for Sunshine Law notices, but instead will require electronic filing as the primary method, and will require a board to also “provide a copy” of the notice to the relevant County Clerk or Lieutenant Governor. This proposed bill, however, refers to a “copy of the notice to be filed” with the relevant office. OIP recommends that “filed with” be replaced by “provided to,” to be consistent with the language used elsewhere in the new section 92-7. **In relevant part, the language beginning at bill page 1 line 16 would then read, “The copy of the notice to be [filed with] provided to the office . . . may be [filed] provided via electronic mail . . .”**

Thank you for the opportunity to testify.



Written Statement of
Robbie Melton
Executive Director & CEO
Hawaii Technology Development Corporation
before the
Senate Committee on Judiciary
Friday, February 2, 2018
9:30 a.m.
State Capitol, Conference Room 016

In consideration of
SB2691
RELATING TO BOARD MEETINGS

Chair Taniguchi, Vice Chair Rhoads, and Members of the Committee on Judiciary.

The Hawaii Technology Development Corporation (HTDC) **supports** SB2691 that allows boards to file a copy of the notice of public meetings with the office of the lieutenant governor or appropriate county clerk's office via electronic mail.

HTDC appreciates and supports efforts to make government more efficient through the use of technology.

Thank you for the opportunity to offer these comments.



Senate Committee on Judiciary
Chair Brian Taniguchi, Vice Chair Karl Rhoads

02/02/2018 9:30 AM Room 016
SB2691 – Relating to Board Meetings

TESTIMONY / SUPPORT
Corie Tanida, Executive Director, Common Cause Hawaii

Dear Chair Taniguchi, Vice Chair Rhoads, and members of the committee:

Common Cause Hawaii supports SB2691 which would allow boards to file public meetings notices vial email.

Email is a common form of communication, and boards should be allowed to use it to file their meeting notices. This simple change would help to modernize how meeting notices are filed and lead to increased efficiency.

Thank you for the opportunity to offer testimony **supporting SB2691**.