



*The Judiciary, State of Hawaii*

**Testimony to the Senate Committee on Economic Development and Technology**

Senator Carol Fukunaga, Chair  
Senator Glenn Wakai, Vice Chair

**Testimony to the Senate Committee on Public Safety, Government Operations,  
and Military Affairs**

Senator Will Espero, Chair  
Senator Michelle N. Kidani, Vice Chair

**Testimony to the Senate Committee on Judiciary and Labor**

Senator Clayton Hee, Chair  
Senator Maile S.L. Shimabukuro, Vice Chair

Friday, February 3, 2012, 1:15 p.m.  
State Capitol, Conference Room 016

by  
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The Judiciary, State of Hawaii

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**Bill No. and Title:** Senate Bill No. 2233, Relating To Electronic Information.

**Purpose:** Requires government agencies to disseminate publications of notice electronically; provides the option of additional supplemental notice in a daily or weekly publication of statewide circulation or in a daily or weekly publication in the affected county, as appropriate; appropriates funds for the operational expenses of the office of information management technology; electronic notice requirement effective 1/1/2013.

**Judiciary's Position:**

The Judiciary supports the intent of this bill, with comments, and with concerns for Hawaii residents who may not have easy access to the Internet.



Senate Bill No. 2233, Relating To Electronic Information  
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Currently Hawaii residents must read a statewide publication and a county publication for notices concerning them. With the definition of website as a collection of web pages, this bill's amendments may result in notices being spread across the web pages of the various government agencies. For clarity, it is requested that the State and Counties, each provide a central web page or group of web pages that aggregate the notices from their agencies.

For the State's Public Notices aggregate web page it is recommended that it is placed on the Hawaii.Gov web page. Since the Hawaii.Gov web page is managed by the State's portal manager, Hawaii Information Consortium, and they are managed by the Access Hawaii Committee, the Access Hawaii Committee could be responsible for setting up the aggregate web pages. The Access Hawaii Committee is a cross jurisdictional committee empowered under [HRS 27G](#) and could potentially aggregate public notices from the counties. Since the portal manager's contract is self-funded, funding for the aggregate web site could be funded through this contract.

The Judiciary recognizes the additional costs, but believes that there is still a segment of our community who would be served better through print media. It is therefore requested that notices be published on-line and in print media rather than "may also be given in a daily or weekly publication".

If the notices are published online, there is no timeframe specified for how long that notice must remain on the website. If notices remain on the website indefinitely, there should be an applicable archive process. It is recommended that notices remain public for one month and are moved to electronic archive for ten years and then removed to State archives after that date.

Thank you for the opportunity to testify on Senate Bill 2233.