

JAN 26 2011

A BILL FOR AN ACT

RELATING TO GOVERNMENT RECORDS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 92F-12, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Any other provision in this chapter to the contrary
4 notwithstanding, each agency shall make available for public
5 inspection and duplication during regular business hours:

6 (1) Rules of procedure, substantive rules of general
7 applicability, statements of general policy, and
8 interpretations of general applicability adopted by
9 the agency;

10 (2) Final opinions, including concurring and dissenting
11 opinions, as well as orders made in the adjudication
12 of cases, except to the extent protected by section
13 92F-13(1);

14 (3) ~~[Government]~~ Except to the extent prohibited by
15 section 92F-13, government purchasing information,
16 including all bid results, ~~[except to the extent~~
17 ~~prohibited by section 92F-13;~~ bid schedules, and
18 contract awards, including any addendums and



1 amendments thereto; provided that any information
2 under this paragraph shall be posted or updated on a
3 publicly available website maintained by the
4 contracting agency within one business day of
5 availability;

6 (4) Pardons and commutations, as well as directory
7 information concerning an individual's presence at any
8 correctional facility;

9 (5) Land ownership, transfer, and lien records, including
10 real property tax information and leases of state
11 land;

12 (6) Results of environmental tests;

13 (7) Minutes of all agency meetings required by law to be
14 public;

15 (8) Name, address, and occupation of any person borrowing
16 funds from a state or county loan program, and the
17 amount, purpose, and current status of the loan;

18 (9) Certified payroll records on public works contracts
19 except social security numbers and home addresses;

20 (10) Regarding contract hires and consultants employed by
21 agencies:

22 (A) The contract itself, the amount of compensation;



- 1 (B) The duration of the contract; and
- 2 (C) The objectives of the contract,
- 3 except social security numbers and home addresses;
- 4 (11) Building permit information within the control of the
- 5 agency;
- 6 (12) Water service consumption data maintained by the
- 7 boards of water supply;
- 8 (13) Rosters of persons holding licenses or permits granted
- 9 by an agency that may include name, business address,
- 10 type of license held, and status of the license;
- 11 (14) The name, compensation (but only the salary range for
- 12 employees covered by or included in chapter 76, and
- 13 sections 302A-602 to 302A-640, and 302A-701, or
- 14 bargaining unit (8)), job title, business address,
- 15 business telephone number, job description, education
- 16 and training background, previous work experience,
- 17 dates of first and last employment, position number,
- 18 type of appointment, service computation date,
- 19 occupational group or class code, bargaining unit
- 20 code, employing agency name and code, department,
- 21 division, branch, office, section, unit, and island of
- 22 employment, of present or former officers or employees



1 of the agency; provided that this paragraph shall not
 2 require the creation of a roster of employees; and
 3 provided further that this paragraph shall not apply
 4 to information regarding present or former employees
 5 involved in an undercover capacity in a law
 6 enforcement agency;

7 (15) Information collected and maintained for the purpose
 8 of making information available to the general public;
 9 and

10 (16) Information contained in or compiled from a
 11 transcript, minutes, report, or summary of a
 12 proceeding open to the public."

13 SECTION 2. Statutory material to be repealed is bracketed
 14 and stricken. New statutory material is underscored.

15 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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Report Title:

Government Records; Purchasing Information; Contract Awards

Description:

Provides that government purchasing information required to be disclosed under the freedom of information law includes bid schedules, contract awards, and any addendums and amendments. Requires the information to be posted on the contracting agency's website within one business day of availability.

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