

STAND. COM. REP. NO.

847

Honolulu, Hawaii

MAR 05 , 2021

RE: H.B. No. 125
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 125, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM EMPLOYEE AND STUDENT ONLINE PRIVACY PROTECTION ACT,"

begs leave to report as follows:

The purpose of this measure is to establish The Uniform Employee and Student Online Privacy Protection Act, a uniform law that protects the online accounts of employees, prospective employees, job applicants, unpaid interns, independent contractors, students, and prospective students, from employers and educational institutions.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Civil Rights Commission, and Commission to Promote Uniform Legislation.

Your Committee finds that online accounts, including social media accounts, electronic mail, and trading and banking accounts, contain sensitive personal information. Your Committee further finds that, where online accounts are not associated with, managed by, or in any other manner connected with an individual's educational institution or employer, the educational institution or employer should be prevented from using its authority to leverage access to these online accounts. Your Committee finds,

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however, that there are exceptional situations in which online accounts may have information to further compelling interests. This measure provides necessary protections to individual's private information while allowing for very narrow and justified exceptions.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 125, H.D. 2, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



AARON LING JOHANSON, Chair



