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## A BILL FOR AN ACT

RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.

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

1           SECTION 1. Section 92F-13, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§92F-13 Government records; exceptions to general rule.

4 This part shall not require disclosure of:

- 5           (1) Government records which, if disclosed, would  
6                 constitute a clearly unwarranted invasion of personal  
7                 privacy;
- 8           (2) Government records pertaining to the prosecution or  
9                 defense of any judicial or quasi-judicial action to  
10                which the State or any county is or may be a party, to  
11                the extent that [~~such~~] those records would not be  
12                discoverable;
- 13           (3) Government records that, by their nature, must be  
14                confidential in order for the government to avoid the  
15                frustration of a legitimate government function;



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- 1           (4) Government records which, pursuant to state or federal  
2           law including an order of any state or federal court,  
3           are protected from disclosure; [and]
- 4           (5) Inchoate and draft working papers of legislative  
5           committees including budget worksheets and unfiled  
6           committee reports; work product; records or  
7           transcripts of an investigating committee of the  
8           legislature which are closed by rules adopted pursuant  
9           to section 21-4 and the personal files of members of  
10          the legislature[-]; and
- 11          (6) Government records, the disclosure of which is  
12          reasonably likely to result in a substantial and  
13          demonstrable risk of:
- 14            (A) Physical harm to an individual; or
- 15            (B) Harm, embarrassment, inconvenience, or unfairness  
16            to an individual caused by the unauthorized use  
17            or disclosure of the individual's personally  
18            identifiable information."

19          SECTION 2. Statutory material to be repealed is bracketed  
20          and stricken. New statutory material is underscored.



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

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INTRODUCED BY:



By Request

JAN 22 2015



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**Report Title:**

Judiciary Package; UIPA; Government Records

**Description:**

Broadens the government records exception under the UIPA to include records whose disclosure may result in physical harm to an individual or harm, embarrassment, inconvenience, or unfairness that results from the unauthorized use or disclosure of personally identifiable information.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

