

JAN 19 2022

A BILL FOR AN ACT

RELATING TO BOARD MEETINGS.

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

1 SECTION 1. Section 92-2, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Board packet" means documents that are compiled by a
5 board and distributed to board members before a meeting for use
6 at that meeting, to the extent the documents are public under
7 chapter 92F."

8 SECTION 2. Section 92-3, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "**§92-3 Open meetings.** Every meeting of all boards shall
11 be open to the public and all persons shall be permitted to
12 attend any meeting unless otherwise provided in the constitution
13 or as closed pursuant to sections 92-4 and 92-5; provided that
14 the removal of any person or persons who wilfully disrupts a
15 meeting to prevent and compromise the conduct of the meeting
16 shall not be prohibited. The boards shall afford all interested
17 persons [~~an~~]:



- 1 (1) At least twenty-four hours to review board packets;
2 (2) An opportunity to submit data, views, or arguments, in
3 writing, on any agenda item[. The boards shall also
4 afford all interested persons an]; and
5 (3) An opportunity to present oral testimony on any agenda
6 item[-]; provided that each board shall afford
7 interested persons at least twenty-four hours to
8 review board packets prior to the deadline for
9 presenting oral testimony; provided further that the
10 boards shall not limit the presentation of oral
11 testimonies solely to the beginning of the boards'
12 agenda or meeting.

13 The boards may provide for reasonable administration of oral
14 testimony by rule."

15 SECTION 3. Section 92-7.5, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "[**+**]**§92-7.5[+]** **Board packet; filing; public inspection;**
18 **notice.** At the time the board packet is distributed to the
19 board members, the board shall also make the board packet
20 available for public inspection in the board's office[-];
21 provided that board packets shall be made available for public



1 inspection at least twenty-four hours prior to the deadline for
2 submitting written testimony. The board shall provide notice to
3 persons requesting notification of meetings pursuant to
4 section 92-7(e) that the board packet is available for
5 inspection in the board's office and shall provide reasonably
6 prompt access to the board packet to any person upon request.
7 The board is not required to mail board packets. As soon as
8 practicable, the board shall accommodate requests for electronic
9 access to the board packet.

10 ~~[For purposes of this section, "board packet" means~~
11 ~~documents that are compiled by the board and distributed to~~
12 ~~board members before a meeting for use at that meeting, to the~~
13 ~~extent the documents are public under chapter 92F; provided that~~
14 ~~this section shall not]~~ Nothing in this section shall require
15 disclosure of executive session minutes, license applications,
16 or other records for which the board cannot reasonably complete
17 its redaction of nonpublic information in the time available
18 before the public inspection required by this section."

19 SECTION 4. This Act does not affect rights and duties that
20 matured, penalties that were incurred, and proceedings that were
21 begun before its effective date.



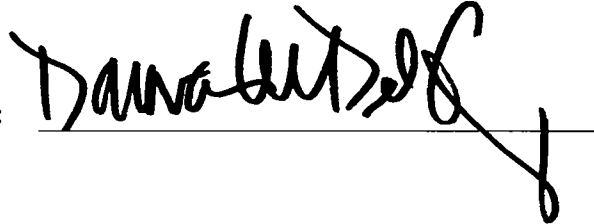
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1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 6. This Act shall take effect upon its approval.

4

INTRODUCED BY:

A handwritten signature in black ink, appearing to read "Dan Rostenkowski", is written over a horizontal line. The signature is cursive and extends to the right of the line.



S.B. NO. 2143

Report Title:

Open Meetings; Community Meetings; Board Packets

Description:

Requires each state board to make its board packets publicly available prior to the board's meeting.

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

