
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. "Board packet" does not include records that
7 are not fully public under chapter 92F and cannot be reasonably
8 redacted in the time available, including but not limited to
9 executive session minutes and license applications."

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

12 **"§92-3 Open meetings.** Every meeting of all boards shall
13 be open to the public and all persons shall be permitted to
14 attend any meeting unless otherwise provided in the constitution
15 or as closed pursuant to sections 92-4 and 92-5; provided that
16 the removal of any person or persons who wilfully disrupts a
17 meeting to prevent and compromise the conduct of the meeting



1 shall not be prohibited. The boards shall afford all interested
2 persons ~~[an]~~:

3 (1) An opportunity to submit data, views, or arguments, in
4 writing, on any agenda item~~[. The boards shall also~~
5 afford all interested persons an]; and

6 (2) An opportunity to present oral testimony on any agenda
7 item~~[.]; provided that the boards shall not limit the~~
8 presentation of oral testimony solely to the beginning
9 of the board meeting.

10 The boards may provide for reasonable administration of oral
11 testimony by rule."

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

14 "[~~{~~]**\$92-7.5**[~~}~~] **Board packet; filing; public inspection;**
15 **notice.** At the time the board packet is distributed to the
16 board members, the board shall also make the board packet
17 available for public inspection in the board's office~~[.];~~
18 provided that board packets shall be made available for public
19 inspection at least forty-eight hours prior to the board
20 meeting; provided further that nothing in this section shall
21 require a board to prepare or use a board packet. The board



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

8 ~~[For purposes of this section, "board packet" means~~
9 ~~documents that are compiled by the board and distributed to~~
10 ~~board members before a meeting for use at that meeting, to the~~
11 ~~extent the documents are public under chapter 92F; provided that~~
12 ~~this section shall not require disclosure of executive session~~
13 ~~minutes, license applications, or other records for which the~~
14 ~~board cannot reasonably complete its redaction of nonpublic~~
15 ~~information in the time available before the public inspection~~
16 ~~required by this section.]"~~

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

20 SECTION 5. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



1 SECTION 6. This Act shall take effect on July 1, 2112.



S.B. NO. 2143
S.D. 2
H.D. 1

Report Title:

Open Meetings; Community Meetings; Board Packets

Description:

Defines "board packet" and requires each state board to make its board packets publicly available at least forty-eight hours prior to the board meeting, but only if the board uses board packets. Effective 7/1/2112. (HD1)

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

2022-2612 SB2143 HD1 HMSO

