



**DEPARTMENT OF BUSINESS,
ECONOMIC DEVELOPMENT & TOURISM**
KA 'OIHANA HO'OMOHALA PĀ'OIHANA, 'IMI WAIWAI
A HO'OMĀKA'IKĀ'I

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Statement of
JAMES KUNANE TOKIOKA
Director
Department of Business, Economic Development, and Tourism
before the
SENATE COMMITTEE ON WAYS AND MEANS

Friday, February 23, 2024
10:30 AM
State Capitol, Conference Room 211

In consideration of
SB2288, SD1
RELATING TO GOVERNMENT

Chair Dela Cruz, Vice Chair Moriwaki and members of the Committee.

The Department of Business, Economic Development and Tourism (DBEDT) **supports** SB2288, SD1, which requires any travel report submitted by a state employee, officer, or other representative of any state department or agency, in connection with out-of-state or intra-state travel for purposes of official state business, to be made available for public review on the Comptroller's website and requires any personally identifiable information to be redacted from the published report.

DBEDT agrees that business travel reports should be made available to the public, so Departments are transparent, showing accountability and that they are good stewards of public tax dollars. Travel reports should include the state benefits and knowledge gained as a result of the trip, while ensuring that this information is easily accessible by others in the state.

Thank you for the opportunity to support this measure.

JOSH GREEN, M.D.
GOVERNOR



KEITH T. HAYASHI
SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
KA 'OIHANA HO'ONA'AUAO
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 02/23/2024

Time: 10:30 AM

Location: CR 211 & Videoconference

Committee: Senate Ways and Means

Department: Education

Person Testifying: Keith T. Hayashi, Superintendent of Education

Title of Bill: SB 2288, SD1 RELATING TO GOVERNMENT.

Purpose of Bill: Requires any travel report submitted by a state employee, officer, or other representative of any state department or agency, including the Judiciary and University of Hawaii, in connection with out-of-state or intra-state travel for purposes of official state business, to be made available for public review on the Comptroller's website. Requires any personally identifiable information to be redacted from the published report. Limits the information to be disclosed for travel reports relating to law enforcement operations. Allows law enforcement agencies to delay the reporting of its travel report for law enforcement operation purposes. Declares that the general fund expenditure ceiling is exceeded. Makes an appropriation. Takes effect 7/1/2112. (SD1)

Department's Position:

The Hawaii State Department of Education (Department) respectfully offers comments on SB 2288, SD1 to require state employees, officers, and other representatives of the State to provide public access to travel reports when traveling on official state business with state funds.

The Department is supportive of the intent of this legislation to provide transparency and accountability. The Department must point out that there are a large number of Department employees, students, chaperones, and volunteers who travel for school-related activities, all for whom travel reports may or may not be required, depending upon legislative intent. We still believe that additional clarity of definitions

and requirements would be beneficial, particularly the terms "travel report" and "state funds".

There is concern that the unintended exposure of personal information of an employee, student, or chaperone may occur despite diligent review of the records. There is also concern that there may be a potential risk of exposing combinations of non-sensitive personal data that may lead to Family Educational Rights and Privacy Act (FERPA) violations.

The Department anticipates there will be significant time and cost requirements associated with preparing, maintaining, and making available redacted digital and searchable travel information. Analysis to determine the extent of the time and cost requirements will require clarity on:

- whether personal automobile mileage claims and travel involving other types of transportation costs such as ferry or ground transport must be reported;
- the information that will be required in the "travel report";
- whether donated and fundraised funds deposited into public schools' Local School Accounts, which are used for student and chaperone travel for academic or athletic competitions or to support ongoing standards-based classroom studies, constitute "state funds";
- what process and system will be required for the Department to upload the "travel report" into; and
- how long will the Department have to modify, disseminate, and train on new travel approval forms designed to efficiently capture the desired information.

We respectfully request that time be permitted before making this reporting requirement mandatory, to allow for a collaborative effort to gather input from all Departments on the specific data fields and format of the report in addition to the platform to enable cost-effective and streamlined input/upload of data files.

We therefore offer the following suggestions for revisions to Section 2 of the bill and the Description section:

- Revise all instances of "intra-state" in favor of "neighbor-island" if the report should only include off-island business travel; the report would therefore not include business travel via use of personal automobile/claims for mileage, or on-island student field trips/school bus rentals; and
- Allow all agencies to determine when to report travel; the Department also has situations where travel is necessitated by due process compliance, litigation / prosecution, or student referrals and placements that require confidentiality of the travel event.

In addition, we would suggest that the effective date in Section 6 be no earlier than July 1, 2026, to allow time for cross-department collaboration on the report and system requirements before the 2025 Legislative Session. This would allow for the clarification

of the legislative expectations or funding requirements should that be necessary before mandatory reporting is enacted.

Thank you for this opportunity to provide input on this measure.

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



KEITH A. REGAN
COMPTROLLER
KA LUNA HO'OMALU HANA LAULĀ

MEOH-LENG SILLIMAN
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STATE OF HAWAII | KA MOKU'ĀINA O HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES | KA 'OIHANA LOIHELU A LAWELAWE LAULĀ
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WRITTEN TESTIMONY
OF
KEITH A. REGAN, COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
COMMITTEE ON WAYS AND MEANS

FEBRUARY 23, 2024, 10:30 AM
CONFERENCE ROOM 211 AND VIA VIDEOCONFERENCE, STATE CAPITOL

S.B. 2288, S.D. 1

RELATING TO GOVERNMENT.

Chair Dela Cruz, Vice Chair Moriwaki, and Members of the Committee, thank you for the opportunity to testify on S.B. 2288, S.D. 1.

The Department of Accounting and General Services (DAGS) **supports** this bill requiring reports of out-of-state and intra-state travel by state employees, officers, or other representatives to be made available for public review. DAGS is supportive of a government that is open and transparent and, as such, we support the intent of the measure to make travel reports accessible for public review.

The State of Hawaii's Open Data portal (opendata.hawaii.gov), which provides a convenient tool to enhance open government, transparency, and accountability by improving

access to data, is an appropriate site for the reporting of travel data. The Office of Enterprise Technology Services (ETS) provides the platform as an enterprise shared service and can assist with department user access and training. We look forward to working with ETS to develop the appropriate dataset and means for departments to upload travel data to the portal.

Thank you for the opportunity to testify in support of this matter.



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Testimony of the Department of Commerce and Consumer Affairs

Before the
Senate Committee on Ways and Means
Friday, February 23, 2024
10:30 a.m.
Conference Room 211 & Videoconference

On the following measure:
S.B. 2288, S.D. 1, Relating to Government

WRITTEN TESTIMONY ONLY

Chair Dela Cruz and Members of the Committee:

My name is Ahlani Quiogue, and I am the Licensing Administrator of the Department of Commerce and Consumer Affairs' (Department), Professional and Vocational Licensing Division (Division). The Department appreciates the intent and offers comments on this bill.

The purpose of this bill are to: (1) require any travel report submitted by a state employee, officer, or other representative of any state department or agency, including the Judiciary and University of Hawai'i, in connection with out-of-state or intra-state travel for purposes of official state business, to be made available for public review on the Comptroller's website; (2) require any personally identifiable information to be redacted from the published report; (3) limit the information to be disclosed for travel reports relating to law enforcement operations; (4) allow law enforcement agencies to delay the reporting of its travel report for law enforcement operation purposes; (5)

declare that the general fund expenditure ceiling is exceeded; and (6) make an appropriation.

The Department seeks clarification regarding whether the intent of this measure is to encompass all board, commission, and advisory committee members who serve on a voluntary basis. As the Committee is aware, licensing boards and commissions under Hawaii Revised Statutes (HRS) section 26-9, participate in monthly, bimonthly (every two months), and quarterly board meetings, to discuss licensing applications, legislation, scope matters, and discipline licensees. Because of this, a significant number of board/commission members attend meetings in-person on Oahu. These same members may also participate in community outreach or educational meetings on neighbor islands. The requirement to post to the State Comptroller's website all intra-island travel will place a huge burden on an already strained team. The Division's lack of resources, mainly secretarial staff, already makes it extremely difficult to manage its current workload.

Consequently, if this measure moves forward, the Department respectfully requests that the Committee exempt all intra-island travel reporting to the Comptroller's website for boards and commissions administratively attached to the Department pursuant to HRS section 26-9.

Thank you for the opportunity to testify on this bill.

Testimony of DCCA
S.B. 2288, S.D. 1
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