

JAN 19 2023

A BILL FOR AN ACT

RELATING TO PUBLIC NOTICE.

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

1 SECTION 1. The legislature finds that posting notices
2 electronically is more expedient and cost-effective than
3 publishing notices on paper, particularly for routine but
4 time-sensitive situations. Clean water environmental hazard
5 advisories and urgent conditions like disaster-related response
6 and recovery activities may be posted more effectively online
7 than in print.

8 Accordingly, the purpose of this Act is to provide
9 government agencies the option to publish notices via a posting
10 on the agency's official website, in lieu of or in addition to
11 publishing in a daily or weekly publication such as a printed
12 newspaper.

13 However, the legislature affirms that under general rules
14 of statutory construction, where two statutes conflict, the more
15 specific statute is followed. As a result, since section
16 1-28.5, Hawaii Revised Statutes, is a general statute, this Act
17 is not intended to supersede procedures that, for example,



1 assure transparency in public administration such as chapters 91
2 and 92, Hawaii Revised Statutes.

3 SECTION 2. Section 1-28.5, Hawaii Revised Statutes, is
4 amended by amending subsection (a) to read as follows:

5 "(a) Notwithstanding any other statute, law, charter
6 provision, ordinance, or rule to the contrary, whenever a
7 government agency is required to give public notice or to
8 publish notice, the notice shall be given only as follows:

9 (1) For statewide publication:

10 (A) In a daily or weekly publication of statewide
11 circulation; or

12 (B) By publication in separate daily or weekly
13 publications whose combined circulation is
14 statewide; [~~and~~]

15 (2) For county-wide publication, by publication in a daily
16 or weekly publication in the affected county[~~-~~

17 ~~Additional supplemental notice may also be given through Hawaii~~
18 ~~FYI, the State's interactive computer system.]; or~~

19 (3) For either statewide or county publication, as
20 applicable, by posting on an electronic calendar on an



S.B. NO. 218

Report Title:

City and County of Honolulu Package; Public Notice; Official Website

Description:

Allows government agencies to publish public notices on their official websites as an alternative to publishing them in the newspaper.

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

