STAND. COM. REP. NO. 1261 -06

Honolulu, Hawaii

Month 28, 2006

RE: S.B. No. 2158

S.D. 2 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred S.B. No. 2158, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO IDENTITY THEFT,"

beg leave to report as follows:

The purpose of this bill is to prevent theft and misuse of social security numbers by requiring the first five digits of an individual's social security number to be redacted from Family Court, Land Court, and Bureau of Conveyances records.

The Honolulu Police Department, Hawaii Bankers Association, and Hawaii Financial Services Association supported this bill. The Judiciary and Consumer Data Industry Association opposed this bill. The Department of Commerce and Consumer Affairs and Department of Land and Natural Resource commented on this measure.

Your Committees have serious concerns about this measure based on testimony that requiring redaction of all social security numbers from Family Court, Land Court, and Bureau of Conveyances records would create a significant burden on the responsible agencies and might impede timely public access to those records. Your Committees are particularly concerned about the impact of this bill on the Judiciary.

Upon consideration, your Committees have replaced the substance of this bill with provisions for a Social Security Number Truncation Task Force (Task Force) to be administered by the Office of Information Practices and to include at least two representatives of the Judiciary who are familiar with the documents affected by this bill. The Task Force is to:

- (1) Review the proposals in this bill;
- (2) Determine whether redaction is necessary and practicable; and
- (3) Provide the Legislature with any proposed legislation.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2158, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2158, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

SYLVIA LUKE, Chair

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Date:	2 1 1				
5B 2158 SD Z	5B 2158 SD Z 3/16/06					
Committee Referral:	The committee is reconsidering its previous decision on the measure.					
The recommendation is to: Pass, unamended	Pass, with amendments					
□ Hold □ Recommit						
CPC Members	Ayes	Ayes (WR)	Nays	Excused		
1. HERKES, Robert N. (C)	/					
2. SCHATZ, Brian (VC)	V .					
3. CALDWELL, Kirk						
4. ITO, Ken				V .		
5. KANOHO, Ezra R.	,		2.2	/		
6. KARAMATSU, Jon Riki						
7. MORITA, Hermina M.		1000		~		
8. SONSON, Alex M.	V.					
9. SOUKI, Joseph M.	V					
10. MARUMOTO, Barbara C.				/		
11. STONEBRAKER, Bud						
				And the second s		
TOTAL	6			5		
The recommendation is: Adopted						
☐ Not Adopted						
If joint referral,		did not suppo	ort recommendation	- -		
If joint referral, did not support recommendation.						
Vice Chair's or designee's signature:						
<i>V</i>						
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office						

HSCR 1261-06

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Date:	Date:				
SB2158 SD2 (SSCR2577)		3/16/106				
CPC/JUD		☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended		_ ;- ,				
☐ Hold	☐ Re	commit	***************************************			
JUD Members	Ayes	Ayes (WR)	Nays	Excused		
1. LUKE, Sylvia (C)						
2. OSHIRO, Blake K. (VC)						
3. CALDWELL, Kirk						
4. KANOHO, Ezra R.				/		
5. KARAMATSU, Jon Riki						
6. MORITA, Hermina M.				/		
7. SONSON, Alex M.						
8. SOUKI, Joseph M.						
9. MARUMOTO, Barbara C.				_		
10. THIELEN, Cynthia						
·						
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TOTAL	7	·	***************************************	3		
The recommendation is:						
☐ Not Adopted						
If joint referral, did not support recommendation.						
committee acronym(s)						
Vice Chair's or designee's signature:						
The Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office						