STAND. COM. REP. NO. | 3 82 -06

Honolulu, Hawaii

kg:14 , 2006

RE: S.B. No. 2290 S.D. 2 H.D. 1

Honorable Calvin K.Y. Say

Twenty-Third State Legislature Regular Session of 2006

Speaker, House of Representatives

State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred S.B. No. 2290, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES,"

beg leave to report as follows:

The purpose of this bill is to protect individuals from identity theft by requiring businesses and government agencies that maintain records containing personal information to notify Hawaii residents when the safety of the resident's personal information has been compromised by unauthorized disclosure.

The Department of Commerce and Consumer Affairs, Honolulu Police Department, Retail Merchants of Hawaii, Hawaii Bankers Association, and AARP Hawaii supported this bill. The Hawaii Medical Service Association, Consumer Data Industry Association, and Hawaii Financial Services Association supported the intent of this measure. The American Council of Life Insurers, Property Casualty Insurers Association of America, and State Farm opposed this bill.

Personal information, such as social security numbers, driver's license numbers, and account numbers, is collected by many businesses and government agencies. Your Committees find that prompt notice of a security breach that endangers the privacy of this information is extremely important to allow owners of the

information to monitor their credit reports and take other actions to protect themselves from identity theft.

Your Committees have amended this bill by:

- (1) Changing its effective date to July 1, 2050, to allow further discussion of the issues; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 2290, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2290, 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

HSCR 1382-06

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Date:	21221	5 .	
SB 2290 SD2		3/22/	06	
Committee Referral:		mittee is reconsider as decision on the m		· · · · · · · · · · · · · · · · · · ·
The recommendation is to: Pass, unamended	Pa	ass, with amendmen	ts	
☐ Hold	□ R	ecommit		
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)	1			
2. SCHATZ, Brian (VC)				
3. CALDWELL, Kirk				
4. ITO, Ken				
5. KANOHO, Ezra R.				V
6. KARAMATSU, Jon Riki	V.			
7. MORITA, Hermina M.	1			
8. SONSON, Alex M.	V			
9. SOUKI, Joseph M.	V			111111111111111111111111111111111111111
10. MARUMOTO, Barbara C.				
11. STONEBRAKER, Bud				V
TOTAL	9			2
The recommendation is:				
□ Not Adopted				÷
If ig intraferral		did not suppo	rt recommendation	
If joint referral,	ommittee acronym(s)	rt recommendation	•
Vice Chair's or designee's signature:				
vice Chair's or designee's signature:				
Distribution: Original (White) – Committee	Duplicate (Yellov	v) – Clerk's Office		

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Date:	Date:					
SB2290 SD2 (SSCR2624)		3/22/06					
Committee Referral: CPC/JUD		☐ The committee is reconsidering its previous decision on the measure.					
The recommendation is to: Pass, unamended		Pass, with amendments					
☐ Hold	☐ Recommit						
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							
	·						
		-					
TOTAL	P	D	D	2			
The recommendation is:							
☐ Not Adopted							
If joint referral, did not support recommendation.							
Vice Chair's or designee's signature:		1					
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office							