EXECUTIVE CHAMBERS HONOLULU

NEIL ABERCROMBIE GOVERNOR

July 10, 2012

The Honorable Shan Tsutsui, President and Members of the Senate Twenty-Sixth State Legislature State Capitol, Room 409 Honolulu, Hawaii 96813 The Honorable Calvin Say, Speaker and Members of the House Twenty-Sixth State Legislature State Capitol, Room 431 Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

I am transmitting herewith HB2436 HD1 SD1, without my approval, and with the statement of objections relating to the measure.

HB2436 HD1 SD1

RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL.

NEIL ABERCROMBIE

Governor, State of Hawaii

EXECUTIVE CHAMBERS HONOLULU July 10, 2012

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2436

Honorable Members Twenty-Sixth Legislature State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2436, entitled "A Bill for an Act Relating to the Information Privacy and Security Council."

The purpose of this bill is to allow the Chief Information Officer or the officer's designee to serve as the Chair of the Information Privacy and Security Council.

This bill's companion measure, Senate Bill No. 2698, was also passed by the Legislature. Because I approved Senate Bill No. 2698 on April 24, 2012, as Act 71, there is no need to also approve House Bill No. 2436.

For the foregoing reason, I am returning House Bill No. 2436 without my approval.

NEIL ABERCROMBIE Governor of Hawaii

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OFFICE OF THE PRESIDENT SENENTE

ORIGINAL

HOUSE OF REPRESENTATIVES TWENTY-SIXTH LEGISLATURE, 2012 STATE OF HAWAII H.B. NO. H.D. 1 S.D. 1

A BILL FOR AN ACT

RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL.

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

| 1 | SECTION 1. Section 48/N-5, Hawaii Revised Statutes, is |
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| 2 | amended by amending subsection (a) to read as follows: |
| 3 | "(a) There is established an information privacy and |
| 4 | security council within the department of accounting and general |
| 5 | services for administrative purposes only. Members of the |
| 6 | council shall be appointed no later than September 1, 2008, by |
| 7 | the governor without regard to section 26-34 and shall be |
| 8 | composed of the following representatives: |
| 9 | (1) Executive agencies that maintain extensive personal |
| 10 | information in the conduct of their duties, including |
| 11 | the department of education, the department of health, |
| 12 | the department of human resources development, the |
| 13 | department of human services, and the University of |
| 14 | Hawaii, to be selected by the governor; |
| 15 | (2) The legislature, to be selected by the president of |
| 16 | the senate and the speaker of the house of |
| 17 | representatives; |

| 1 | (3) | The judiciary, to be selected by the administrator of | |
|----|--|--|--|
| 2 | | the courts; and | |
| 3 | (4) | The four counties, to be selected by the mayor of each | |
| 4 | | county; provided that the mayor of each county shall | |
| 5 | | determine the extent to which the county may or may | |
| 6 | | not participate. | |
| 7 | The | [comptroller] chief information officer or the chief | |
| 8 | information officer's designee shall serve as chair of the | | |
| 9 | council." | | |
| 10 | SECTION 2. Statutory material to be repealed is bracketed | | |
| 11 | and stricken. New statutory material is underscored. | | |
| 12 | SECTION 3. This Act shall take effect upon its approval. | | |

APPROVED this

day of

, 2012

GOVERNOR OF THE STATE OF HAWAII