STAND. COM. REP. NO. **686** -12

Honolulu, Hawaii

March 1, 2012

RE: H.B. No. 2047 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 2047 entitled:

"A BILL FOR AN ACT RELATING TO INFORMATION PROTECTION,"

beg leave to report as follows:

The purpose of this measure is to protect individuals from identity theft by:

- (1) Requiring every business that maintains personal information to implement a comprehensive, written policy and procedure to prevent identity theft by January 1, 2014;
- (2) Requiring the policy and procedure to include administrative, technical, and physical safeguards for the protection of personal information; and
- (3) Providing penalties for businesses that do not comply with these personal information requirements.

ID Theft Solutions of America testified in support of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of the intent of this measure. The Consumer Data Industry Association; Hawaii Bankers Association; Hawaiian Electric Company, Inc.; Maui Electric Company, Ltd.; Hawaii Electric Light Company, Inc.; and Hawaii Credit Union League testified in opposition to this

measure. The Commissioner of Financial Institutions of the Department of Commerce and Consumer Affairs, Retail Merchants of Hawaii, and American Council of Life Insurers provided comments.

Your Committees have amended this bill by:

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

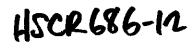
As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2047, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2047, 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,

GILBERT KEITH-AGARAN, Chair

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature



Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 2047 Comm	ittee Referral: CPC	NUD Date:	2/22/	121
☐ The committee is reconsidering its previous deci-	sion on the measure.			
The recommendation is to: □ Pass, unamend □ Pass short form		ss, with amendments (mmit for future public	-	
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)	V			
2. YAMANE, Ryan I. (VC)	V			
3. BROWER, Tom	V			
4. CABANILLA, Rida T.R.				
5. CARROLL, Mele	V			
6. COFFMAN, Denny				V
7. ITO, Ken	V		•	
8. KEITH-AGARAN, Gilbert S.C.	V			
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.	V			
11. SOUKI, Joseph M.	V			
12. TSUJI, Clift		·		
13. CHING, Corinne W.L.			V	
14. MARUMOTO, Barbara C. •	•		<u></u>	
15. THIELEN, Cynthia			V	
			<u>-</u> -	
TOTAL (15)	10	/	3	1
The recommendation is: Adopted	☐ Not Adopt	ed		
If joint referral, _	committee acronym		t recommendation	n.
Vice Chair's or designee's signature:		7		
Distribution: Original (White) – Committee	Duplicate (Yellow) -	- Chief Clerk's Office	Duplicate (I	Pink) – HMSO

State of Hawaii House of Representatives The Twenty-sixth Legislature

HSC1 686-12

Record of Votes of the Committee on Judiciary

HB 2047	Committee Referral:	, UD Date:	2/22/	12				
☐ The committee is reconsidering its previous decision on the measure.								
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)								
JUD Members	Ayes	Ayes (WR)	Nays	Excused				
1. KEITH-AGARAN, Gilbert S.C.	(C) /							
2. RHOADS, Karl (VC)								
3. BROWER, Tom								
4. CABANILLA, Rida T.R.								
5. CARROLL, Mele								
6. COFFMAN, Denny								
7. HERKES, Robert N.								
8. ITO, Ken								
9. LUKE, Sylvia								
10. McKELVEY, Angus L.K.				_				
11. SOUKI, Joseph M.	/		•					
12. TSUJI, Clift								
13. FONTAINE, George R.								
14. MARUMOTO, Barbara C.			✓					
15. THIELEN, Cynthia			<u> </u>					
				-				
			-	_				
_								
			· <u></u>					
TOTAL (15)	10	2	2	1				
The recommendation is: Adoption If joint re	eferral,	Not Adopted did not support recommendation.						
Vice Chair's or designee's signature: Kallbull								
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO								