

JAN 17 2020

A BILL FOR AN ACT

RELATING TO GOVERNMENT ACCOUNTABILITY.

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

1 SECTION 1. The legislature finds that every year laws are
2 enacted that require government departments, agencies, and
3 offices to conduct new studies and audits and report the
4 findings and recommendations of those studies and audits to the
5 legislature. The volume of reports required each year and the
6 number of reporting entities involved in creating those reports
7 makes it difficult for the legislature to effectively track and
8 review the required reports for purposes of accountability.
9 Therefore, it is necessary to establish a streamlined system in
10 which the legislature can be accurately informed about which
11 departments, agencies, and offices are and are not meeting their
12 reporting requirements.

13 The legislature also finds that the legislative reference
14 bureau is already tasked with creating a report outlining the
15 measures that require the submission of a report to the
16 legislature. The legislative reference bureau is therefore the
17 appropriate entity to collect and manage more detailed



1 information relating to required reports and the submission of
2 those reports to the legislature each session.

3 Accordingly, the purpose of this Act is to:

4 (1) Require the appropriate receiving elective officer of
5 each chamber of the legislature to promptly notify the
6 legislative reference bureau of the receipt of any
7 report required by law to be submitted to the
8 legislature or requested by legislative concurrent
9 resolution;

10 (2) Require the legislative reference bureau to develop a
11 spreadsheet informing members of the legislature on
12 the status and subject of all reports to be submitted
13 to the legislature as required by law or requested by
14 legislative concurrent resolution;

15 (3) Require the legislative reference bureau to inform the
16 legislature of all annual and other reports required
17 by law to be submitted to the legislature or requested
18 by legislative concurrent resolution that were not
19 timely submitted; and

20 (4) Require governmental agencies that submit reports to
21 include certain information in their reports to



1 facilitate the legislative reference bureau's timely
2 reporting of the submission of those reports.

3 SECTION 2. Chapter 21-1, Hawaii Revised Statutes, is
4 amended as follows:

5 1. By amending its title to read:

6 "LEGISLATIVE [~~HEARINGS AND PROCEDURE~~] OPERATIONS"

7 2. By designating sections 21-1 to 21-19, Hawaii Revised
8 Statutes, as "Part I. Legislative Investigating Committees".

9 3. By amending sections 21-1, 21-2, 21-6, 21-13, 21-15,
10 and 21-19, Hawaii Revised Statutes, by substituting the word
11 "part" wherever the word "chapter" appears, as the context
12 requires.

13 4. By adding a new part to be appropriately inserted and
14 to read:

15 "PART . GENERAL PROVISIONS

16 §21- Reports received by the legislature; notification
17 to the legislative reference bureau. Upon the receipt of any
18 report required by law to be submitted to the legislature or
19 requested by legislative concurrent resolution, the appropriate
20 receiving elective officer of each chamber shall promptly notify



1 the legislative reference bureau of the date of receipt of the
2 report."

3 SECTION 3. Section 23G-5, Hawaii Revised Statutes, is
4 amended to read as follows:

5 " ~~[+] §23G-5 []~~ Annual and other reports to be submitted to
6 legislature; tracking, monitoring, reporting, coordination. (a)
7 The legislative reference bureau shall develop a system to track
8 and monitor the submission of reports to the legislature by
9 executive agencies and the judiciary. The system shall
10 encompass all annual and other reports required by law to be
11 submitted to the legislature ~~[]~~ or requested by legislative
12 concurrent resolution.

13 (b) For all annual and other reports required by law to be
14 submitted to the legislature or requested by legislative
15 concurrent resolution, the legislative reference bureau shall
16 create a spreadsheet detailing the following:

- 17 (1) The number of the law or laws or legislative
18 concurrent resolution requiring the report;
19 (2) A description of the required contents of the report;
20 (3) If applicable, the amount appropriated for the report
21 or for a study that was the basis for the report, if



1 the appropriation amount is clearly specified in the
2 law or laws or legislative concurrent resolution or is
3 made available by the agency required to submit the
4 report or study, pursuant to section 93-16(a)(3);

5 (4) The date on which the report is due to the
6 legislature; and

7 (5) The date on which the legislature received the
8 required report, as provided to the legislative
9 reference bureau pursuant to section 21- .

10 The legislative reference bureau shall make the spreadsheet
11 available to all members of the legislature after the forty-five
12 day veto override time period has elapsed. The legislative
13 reference bureau shall update and resubmit the spreadsheet to
14 the legislature by the first day of each regular legislative
15 session to indicate which required or requested reports have
16 been submitted.

17 (c) A copy of all annual and other reports required by law
18 to be submitted to the legislature or requested by legislative
19 concurrent resolution shall be provided to the legislative
20 reference bureau by the submitting government agency in
21 accordance with section 93-16.



1 (d) No later than ten days after the convening of each
2 regular session, the legislative reference bureau shall notify
3 the legislature of all annual and other reports required by law
4 to be submitted to the legislature or requested by legislative
5 concurrent resolution that were not timely submitted."

6 SECTION 4. Section 93-16, Hawaii Revised Statutes, is
7 amended by amending subsections (a) and (b) to read as follows:

8 "(a) Notwithstanding any other statute, law, charter
9 provision, ordinance, or rule to the contrary, whenever a
10 government agency is required to submit a report to the
11 legislature, the report shall [be]:

- 12 (1) [Available] Be available in printed form;
- 13 (2) Clearly identify the law or laws or legislative
14 concurrent resolution that required or requested the
15 report, as appropriate;
- 16 (3) Include the amount appropriated for the report or for
17 a study that was the basis for the report, as
18 appropriate;
- 19 (4) Include the date by which the report was to be
20 submitted to the legislature for review;



1 [~~(2)~~ Submitted] (5) Be submitted in printed form to the
2 president of the senate, the speaker of the house of
3 representatives, and the legislative reference bureau
4 library; and

5 [~~(3)~~ Posted] (6) Be posted on the designated central State
6 of Hawaii website [~~+~~] or

7 [~~(4)~~ Posted] on the Internet in an easily located manner.

8 (b) If a government agency submits a report to the
9 legislature that is a consolidation of reports mandated by law
10 or requested by legislative concurrent resolution of that agency
11 or of other agencies that are administratively attached to the
12 government agency submitting the consolidated report, then the
13 agency submitting the consolidated report shall also include:

14 (1) A listing of each mandated report that is being
15 included in the consolidated report [~~+~~ and] by clearly
16 identifying the law or laws or legislative concurrent
17 resolution, as appropriate, that required or requested
18 the report;

19 (2) The specific time period covered by the particular
20 government agency's report, if different from the time
21 period covered by the consolidated report [~~+~~]; and



1 (3) The amount appropriated for the compiled report,
 2 broken down by cost for each report or study that is
 3 the basis for the report, as appropriate, that is
 4 included in the consolidated report."

5 SECTION 5. Statutory material to be repealed is bracketed
 6 and stricken. New statutory material is underscored.

7 SECTION 6. This Act shall take effect upon its approval.

8

INTRODUCED BY:

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S.B. NO. 2567

Report Title:

Government Accountability; Legislative Reference Bureau; Reports

Description:

Requires the legislative reference bureau to develop a spreadsheet informing members of the legislature on the status and content of all reports to be submitted to the legislature as required by law or requested by legislative concurrent resolution. Requires the legislative reference bureau to inform the legislature of all annual and other reports required by law to be submitted to the legislature or requested by legislative concurrent resolution that were not timely submitted. Requires reporting entities to submit a copy of all reports submitted to the legislature to the legislative reference bureau.

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

