

JAN 26 2022

---

# A BILL FOR AN ACT

RELATING TO THE SUNSHINE LAW.

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

1           SECTION 1. The legislature finds that children's privacy  
2 rights prevail over the public's right to know. Therefore, the  
3 purpose of this Act is to amend the sunshine law to exempt  
4 minors from being required to state their presence in public  
5 meetings.

6           SECTION 2. Section 92-3.7, Hawaii Revised Statutes, is  
7 amended by amending its title and subsection (a) to read as  
8 follows:

9           "~~§~~92-3.7~~§~~ Remote meeting by interactive conference  
10 technology; notice; quorum. (a) A board may hold a remote  
11 meeting by interactive conference technology; provided that the  
12 interactive conference technology used by the board allows  
13 audiovisual interaction among all members of the board  
14 participating in the meeting and all members of the public  
15 attending the meeting, except as otherwise provided under this  
16 section; provided further that there is at least one meeting  
17 location that is open to the public and has an audiovisual



# S.B. NO. 3219

1 connection. A board holding a remote meeting pursuant to this  
2 section shall not be required to allow members of the public to  
3 join board members in person at nonpublic locations where board  
4 members are physically present or to identify those locations in  
5 the notice required by section 92-7; provided that at the  
6 meeting, each board member shall state who, if anyone, excluding  
7 any person under the age of eighteen, is present at the  
8 nonpublic location with the member. The notice required by  
9 section 92-7 shall:

- 10 (1) List at least one meeting location that is open to the  
11 public that shall have an audiovisual connection; and  
12 (2) Inform members of the public how to contemporaneously:  
13 (A) Remotely view the video and audio of the meeting  
14 through internet streaming or other means; and  
15 (B) Provide remote oral testimony in a manner that  
16 allows board members and other meeting  
17 participants to hear the testimony, whether  
18 through an internet link, a telephone conference,  
19 or other means.

20 The board may provide additional locations open for public  
21 participation. The notice required by section 92-7 shall list



# S.B. NO. 3219

1 any additional locations open for public participation and  
2 specify, in the event an additional location loses its  
3 audiovisual connection to the remote meeting, whether the  
4 meeting will continue without that location or will be  
5 automatically recessed to restore communication as provided in  
6 subsection (c)."

7 SECTION 3. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect upon its approval.

10

INTRODUCED BY: \_\_\_\_\_



# S.B. NO. 3219

**Report Title:**

Sunshine Law; Minors; Public Meetings; Exemption

**Description:**

Amends the sunshine law to exempt minors from being required to state their presence in public meetings.

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

