

JAN 25 2023

A BILL FOR AN ACT

RELATING TO THE OFFICE OF INFORMATION PRACTICES.

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

1 SECTION 1. Section 92F-41, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§92F-41 Office of information practices; established.

4 (a) There is established an office of information practices
5 within the department of accounting and general services for
6 administrative purposes; provided that:

7 (1) Any quasi-judicial functions of the office of
8 information practices shall not be subject to the
9 approval, review, or control of the comptroller; and

10 (2) The comptroller shall not have the power to supervise
11 or control the office of information practices in the
12 exercise of its functions, duties, and powers under
13 section 92F-42.

14 (b) The governor shall appoint a director of the office of
15 information practices to be its chief executive officer and who
16 shall be exempt from chapter 76.



1 (c) The director shall serve a term of six years that
2 shall begin on January 1, 2024, and may be reappointed by the
3 governor; provided that the governor may remove the director for
4 cause.

5 (d) Whenever the position of director becomes vacant or
6 prior to the appointment of the director for the term that
7 begins on January 1, 2024, there shall be established a
8 temporary selection committee consisting of three members
9 appointed by the governor; provided that at least one member
10 shall reflect the interests of citizens and the general public.

11 The committee shall:

12 (1) Review applications submitted and conduct interviews;

13 (2) Provide the public with an opportunity to consider,
14 comment, and forward recommendations; and

15 (3) Submit the name of one candidate recommendation to the
16 governor; provided that if the nominee is not
17 accepted, the committee shall conduct a second round
18 of the selection process.

19 (e) The governor shall consider the qualified individual
20 submitted by the selection committee and accept or reject the
21 selection within thirty days of submission.



1 [~~e~~] (f) All powers and duties of the office of
2 information practices are vested in the director and may be
3 delegated to any other officer or employee of the office.

4 [~~d~~] (g) The director may employ any other personnel that
5 are necessary, including attorneys and clerical staff. The
6 office of information practices shall follow and be subject to
7 all applicable personnel laws. All personnel of the office of
8 information practices shall be employed without regard to
9 chapter 76.

10 [~~e~~] (h) The office of information practices shall make
11 direct communications with the governor and legislature."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

15

INTRODUCED BY:



S.B. NO. 1452

Report Title:

Office of Information Practices; Director; Term; Selection
Committee

Description:

Establishes a six-year term and the selection process for the
Director of the Office of Information Practices.

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not legislation or evidence of legislative intent.*

