

STAND. COM. REP. NO. **3101**

Honolulu, Hawaii

MAR 15 2024

RE: H.B. No. 2582
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Public Safety and Intergovernmental and Military Affairs, to which was referred H.B. No. 2582, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CRITICAL INFRASTRUCTURE INFORMATION,"

begs leave to report as follows:

The purpose and intent of this measure is to require critical infrastructure information required by federal or state law to be collected or maintained by a county board of water supply in connection with a federal or state critical infrastructure security and resilience program to be confidential and not available to the public.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Office of Information Practices and Board of Water Supply of the City and County of Honolulu.

Your Committee received testimony in opposition to this measure from the Public First Law Center.

Your Committee received comments on this measure from the Hawaii State Energy Office and Hawaiian Electric.



Your Committee finds that in order to succeed in the legislated responsibilities of the State and requirements of federal law regarding protection of critical infrastructure, it is necessary to protect the sixteen federally designated critical infrastructure sectors, including but not limited to energy, emergency services, water, and health care. Additionally, any threat to these sectors could have potentially debilitating consequences to national security, the economy, and public health and safety. Your Committee further finds that it is imperative to establish protections for critical infrastructure information that is created, received, or maintained by government agencies to ensure public health and safety.

Your Committee notes that the version of this measure as introduced, exempted disclosure of critical infrastructure information held by any government agency whereas the H.D. 1 version only applies to such information held by a county board of water supply. The language of H.B. No. 2582 is therefore preferable because it seeks to provide protection for each federally designated critical infrastructure sector.

Accordingly, your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 2582, which excludes critical infrastructure information from disclosure requirements under the Uniform Information Practices Act.

As affirmed by the record of votes of the members of your Committee on Public Safety and Intergovernmental and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2582, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2582, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety and
Intergovernmental and Military
Affairs,



GLENN WAKAI, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety and Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* HB2582 HDI	Committee Referral: PSM, JDC	Date: 3/11/24		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
FUKUNAGA, Carol	✓			
RHOADS, Karl	✓			
AWA, Brenton	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

***Only one measure per Record of Votes**