

ACT 172

S.B. NO. 1315

A Bill for an Act Relating to the Access Hawaii Committee.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The purpose of this Act is to re-enact and codify substantive sections of Act 292, Session Laws of Hawaii 2000, and to reestablish the access Hawaii committee.

SECTION 2. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
ACCESS HAWAII COMMITTEE**

§ -1 **Definitions.** As used in this chapter, unless the context otherwise requires:

“Committee” means the access Hawaii committee.

“Government agency” means any government agency that stores, gathers, or generates public information, including all branches of government, all executive departments, boards, and commissions of the State or counties, and all public corporations created by the legislature.

“Internet” means the global information system that is logically linked together by a globally unique address space based on the Internet protocol (IP), or its subsequent extension; and that is able to support communications using the transmission control protocol/Internet protocol (TCP/IP) suite, or its subsequent extension, or other IP-compatible protocols; and that provides, uses, or makes accessible, either publicly or privately, information to users.

“Internet portal” means the centralized electronic information system by which public information is provided via dial-in modem or continuous link to the public through subscriptions.

“Portal manager” means the entity or person engaged to manage and operate the internet portal on behalf of the State.

“Value added electronic services” means services, including but not limited to:

- (1) Providing periodic, continual, and ongoing access to information maintained by a government agency without requiring separate requests for information as it is created;
- (2) Compiling data or performing other research services;
- (3) Permitting the electronic filing of reports, renewals, or application; or
- (4) Enabling the transaction of business over the Internet portal.

§ **-2 Charges for services.** Any law to the contrary notwithstanding, government agencies may charge for value added electronic services provided through the portal manager.

§ **-3 Access Hawaii committee; establishment; membership; chairperson.** (a) There is established within the department of accounting and general services, the access Hawaii committee.

(b) The committee shall consist of not more than fifteen voting ex officio members, or their designated representatives, as follows:

- (1) The comptroller;
 - (2) The administrator of the information and communication services division of the department of accounting and general services;
 - (3) The administrator of the state procurement office;
 - (4) The director of the office of information practices;
 - (5) The directors of not more than three government agencies using or planning to use the services of the portal manager;
 - (6) The administrative director of the courts;
 - (7) A representative of the Hawaii state senate appointed by the president of the senate;
 - (8) A representative of the Hawaii state house of representatives appointed by the speaker of the house of representatives; and
 - (9) The chief information officers of the four counties.
- (c) The comptroller shall serve as the chairperson of the committee.

§ **-4 Duties of the committee.** The committee shall provide oversight of the portal manager, including:

- (1) Review of the annual strategic plan and periodic reports on potential new applications and services submitted by the portal manager;
- (2) Review and approval of all charges to portal users;
- (3) Review and approval of service level agreements negotiated by government agencies with the portal manager;
- (4) Review of the annual financial reports and audit of the portal manager;
- (5) Review of annual customer satisfaction surveys conducted by the portal manager; and
- (6) Review of performance measures of the portal submitted as part of the service management plan for portal-wide indicators and application specific indicators.

§ **-5 Annual report.** The committee shall submit an annual report to the governor and the legislature no later than twenty days prior to the convening of each regular session, on the operations of the portal.”

SECTION 3. This Act shall take effect upon approval.

(Approved June 13, 2007.)