

ACT 63

S.B. NO. 2774

A Bill for an Act Relating to Government Publications.

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

SECTION 1. Chapter 93, Hawaii Revised Statutes, establishes and describes a system for distributing state and county publications. The intent of this Act is to simplify distribution in response to changes in technology and to reduce printing, workload, and delivery costs for all agencies by reducing the number of print copies required by chapter 93, Hawaii Revised Statutes. This Act also stipulates that the state publications distribution center be notified of electronic publications by state and county agencies.

SECTION 2. Chapter 93, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§93- Notification when electronic publications posted. Every state and county agency shall immediately notify the state publications distribution center with identification and location information for each electronic publication made available on a public networked information system such as the Internet.”

SECTION 3. Section 93-2, Hawaii Revised Statutes, is amended to read as follows:

“§93-2 Definitions. [~~“Print” includes all forms of printing and duplications, except administrative forms.~~]

~~“Publication” [includes any document, compilation, journal, report, statute, regulation, ordinance issued in print by any state or county agency, and confidential publications which shall be deposited in accordance with security regulations to be determined by the issuing agency.]~~ means informational matter produced for public distribution or access in any tangible medium, originating or produced with the imprint of, by the authority of, or at the total or partial expense of any agency of the State or a county government. “Publication” does not include manuals, calendars, schedules, correspondence, or forms intended strictly for in-house use of governmental agencies, scholarly publications of the University of Hawaii press, and materials developed by the department of education specifically for instructional use with students.

“State and county agency” includes every state, city and county and county office, officer, department, board, commission, and agency, whether in the legislative, executive, or judicial branch.”

SECTION 4. Section 93-3, Hawaii Revised Statutes, is amended to read as follows:

“§93-3 Deposit of publications. ~~[Every]~~ Upon release of a publication, ~~every~~ state and county agency shall immediately ~~[upon release of a publication,]~~ deposit ~~[fifteen]~~ seven copies with the state publications distribution center and one copy with the University of Hawaii. Additional copies of the publications shall be deposited with the publications distribution center upon request of ~~[the state librarian]~~ a representative of that center so long as copies are available.

The state librarian may enter into depository agreements with private and public educational, historical, or scientific institutions or other libraries, within or without the State, in order to achieve the objectives sought under this part.”

SECTION 5. Section 93-11, Hawaii Revised Statutes, is amended to read as follows:

“§93-11 Disposition of statutes and court reports. In addition to the copies of ~~[Hawaiian statutes]~~ Hawaii Revised Statutes and ~~[supreme court]~~ Ha-waii reports that may be disposed of by sale, exchange, or presentation to public officers for official use, ~~[not more than fifty]~~ copies of each volume may be presented to libraries of educational, historical, or scientific institutions or other libraries of a public or quasi-public nature in the State and elsewhere.”

SECTION 6. Section 93-5, Hawaii Revised Statutes, is repealed.

SECTION 7. The chief information officer, with the assistance of the office of information management and technology and the Hawaii state public library system, and in consultation with the counties, shall review the technology, personnel, training, fiscal, and other requirements necessary to implement a program through which state and county agencies would make all of their publications available in electronic format for online distribution.

The chief information officer shall submit findings and recommendations to the legislature no later than twenty days prior to the convening of the regular session of 2013.

SECTION 8. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.¹

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

(Approved April 24, 2012.)

Note

1. Edited pursuant to HRS §23G-16.5.