

PROPOSED COMPUTER TECH BILLS

HAWAII STATE LEGISLATURE 2014 (REGULAR SESSION)

| BILL NO. | DESCRIPTION | NOTES | STATUS (as of 1/30/14) |
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| SOCIAL MEDIA | | | |
| HB2415 | Social Networking; Privacy. Prohibits employers and schools from requiring or requesting employees, potential employees, students, and potential students to grant access to social networking site account usernames and passwords. | | H 1/27/2014: Referred to LAB, EDN, JUD, referral sheet 7 |
| BUSINESS & COMMERCE | | | |
| HB1651 | Use Tax; Internet Sales; Out-of-State Sellers; Affiliates. Unless preempted by federal law, requires the collection of use taxes by sellers of tangible personal property who enter into agreements under which a person in the State refers potential purchasers to the seller, including by an internet link or web site, or performs related services in the State on behalf of the seller. | | H 1/17/2014: Referred to JUD, FIN, referral sheet 2 |
| HB2282 | High Technology Development Corporation; Small Business Innovation Research Grants; Hawaii Capital Loan Revolving Fund. Amends section 206M-15, Hawaii Revised Statutes, to add Phase II or III Small Business Innovation Research grants to qualifying criteria. Increases the ceiling on transfers from the Hawaii Capital Loan Revolving Fund from \$100,000 to \$500,000. | Companion bill to SB2832 | H 1/27/2014: Referred to EDB, FIN, referral sheet 6 |
| HB2617 | Restrictive Technology Employment Covenants or Agreements. Prohibits technology businesses from using noncompete agreements and restrictive covenants which forbid postemployment | Companion bill to SB3126 | H 1/27/2014: Referred to EDB, CPC, referral sheet 7 |
| SB2958 | Cybersquatting; Domain Names; Online Protection; Individual Rights; Bad Faith; Burden of Proof. Shifts the burden of proof from the claimant to the alleged violator in instances where the alleged violator registers a domain name that solely consists | | S 1/29/2014: The committee(s) on CPN has scheduled a public hearing |

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| | of the claimant's legal name or a name that is otherwise commonly used and the claimant can demonstrate with reasonable certainty the potential of immediate and irreparable harm through misuse of the domain name. | | on 02-05-14 9:00AM in conference room 229. |
| SB3126 | Restrictive Technology Employment Covenants or Agreements. Prohibits technology businesses from using noncompete agreements and restrictive covenants which forbid postemployment competition. | Companion bill to HB2617 | S 1/27/2014: Referred to TEC/CPN, JDL. |
| DIGITAL MEDIA | | | |
| HB2253 | Hawaii Film and Digital Media Development Special Fund; Appropriation. Amends section 201-113, Hawaii Revised Statutes (HRS), to expand funding sources to support creative industries development within the Department of Business, Economic Development, and Tourism. Repeals sections 201-111, 201-112, and 201-114, HRS. Appropriates funds. | Companion bill to SB2802 | H 1/27/2014: Referred to EDB, FIN, referral sheet 6 |
| SB2079 | Hawaii Film Office; Motion Pictures, Digital Media, and Film Production Income Tax Credit. Requires film productions to comply with federal, state, and county laws in order to be eligible for the motion pictures, digital media, and film production income tax credit. Requires the Hawaii film office to work with the appropriate state or county agency if a film production takes place on state or county property. Prohibits unscripted or reality television programming from qualifying for the tax credit. | | S 1/28/2014: The committee(s) on EGH has scheduled a public hearing on 02-10-14 2:45PM in conference room 016. |
| SB2802 | Hawaii Film and Digital Media Development Special Fund; Appropriation. Amends section 201-113, Hawaii Revised Statutes (HRS), to expand funding sources to support creative industries development within the Department of Business, Economic Development, and Tourism. Repeals sections 201-111, 201-112, and 201-114, HRS. Appropriates funds. | Companion bill to HB2253 | S 1/23/2014: Referred to EGH, WAM |
| CYBERSECURITY | | | |
| SB2474 | Cybersecurity; Council; Established. Establishes the Hawaii cybersecurity, economic, education, and infrastructure security council to develop methods to improve the State's cybersecurity. | Companion bill to HB2003 | S 1/29/2014: The committee(s) on TEC/PSM has scheduled a public hearing on 02-06-14 1:45PM in conference room 414. |

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| HB2003 | Cybersecurity; Council; Established. Establishes the Hawaii cybersecurity, economic, education, and infrastructure security council to develop methods to improve the State's cybersecurity. | Companion bill to SB2474 | H 1/29/2014: The committee(s) on CPC recommend(s) that the measure be deferred until 02-05-14. |
| PUBLIC SAFETY | | | |
| HB1509 | Highway Safety; Use of Mobile Electronic Devices. Specifies that operating a motor vehicle in the State while utilizing a mobile device is a traffic infraction. Specifies that the penalty for such an infraction shall be a fine of not less than \$150. | | H 1/29/2014: The committees on TRN recommend that the measure be PASSED, WITH AMENDMENTS. (9; 1 excused) |
| HB1802 | Digital Manufacturing Technology; Firearms. Prohibits the use, sale, and possession of firearms manufactured: (1) Using digital manufacturing technology; and (2) By a person who is not licensed under federal law to do so. | | H 1/21/2014: Referred to PBS, JUD, referral sheet 3 |
| HB1896 | Mobile Electronic Devices. Amends section 291C-137, HRS, to prohibit the operation of a motor vehicle while using a mobile electronic device held in a person's hand for making or receiving a non-emergency call, texting, or receiving a text message. Adds exemptions to prohibition. Amends the penalties for violations. Deems a violation to be a traffic infraction. Takes effect retroactive to 5/20/2013. | Companion bill to SB2729 | H 1/21/2014: Referred to TRN, JUD, referral sheet 3 |
| SB2729 | Mobile Electronic Devices. Amends section 291C-137, HRS, to prohibit the operation of a motor vehicle while using a mobile electronic device held in a person's hand for making or receiving a non-emergency call, texting, or receiving a text message. Adds exemptions to prohibition. Amends the penalties for violations. Deems a violation to be a traffic infraction. Takes effect retroactive to 5/20/2013. | Companion bill to HB1896 | S 1/21/2014: Referred to TIA, JDL. |
| CRIMINAL LAW | | | |
| HB1640 | Honolulu Prosecutor's Package; Computer Damage. Redefines the offense of computer damage in the first degree as intentionally causing or attempting to cause damage to a critical infrastructure computer and increases it to a class A felony; defines "critical infrastructure computer". Redefines the offense of computer | | H 1/17/2014: Referred to JUD, referral sheet 2 |

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| | damage in the second degree. Creates a new offense of computer damage in the third degree. | |
| HB1644 | Honolulu Prosecutor's Package; Theft of Computers. Broadens the offense of theft in the second degree to include theft of a computer. | H 1/17/2014: Referred to JUD, referral sheet 2 |
| HB2080 | Theft; Personal Electronic Devices. Establishes a class C felony for theft of personal electronic devices that may be used to store or retrieve personal information. | H 1/21/2014: Referred to JUD, FIN, referral sheet 3 |
| HB2550 | Internet Crimes Against Children Fund; Department of the Attorney General; Alicia's Law. Establishes an internet crimes against children fee for each felony or misdemeanor conviction. Requires deposit of the fees into an internet crimes against children special fund to provide training and resources for local law enforcement agencies' and investigators' use in investigating and prosecuting internet crimes against children. Requires the attorney general to submit a report to the legislature no later than twenty days prior to the convening of the regular session of 2015. | Companion bill to SB2595 H 1/27/2014: Referred to HUS, JUD, FIN, referral sheet 7 |
| SB2319 | Revenge Porn. Makes it an offense to publish partially nude or fully nude photographs and recordings of a person taken in place where there is a reasonable expectation of privacy intending to cause and causing severe emotional distress to the photographed person. | S 1/21/2014: Referred to JDL. |
| SB2595 | Internet Crimes Against Children Fund; Department of the Attorney General; Alicia's Law. Establishes an internet crimes against children fee for each felony or misdemeanor conviction. Requires deposit of the fees into an internet crimes against children special fund to provide training and resources for local law enforcement agencies' and investigators' use in investigating and prosecuting internet crimes against children. Requires the attorney general to submit a report to the legislature no later than twenty days prior to the convening of the regular session of 2015. | Companion bill to HB2550 S 1/21/2014: Referred to HMS/TEC/JDL, WAM. |