

# SB2524 • Hawaii

## Relating To Algorithmic Discrimination.

Introduced

Risk: High

Comprehensive

Last Action (Jan 24, 2024): Referred to LBT, CPN/JDC.

## Summary

This bill prohibits algorithmic discrimination in decision-making and mandates transparency and reporting for covered entities, including updating notices within thirty days of changes.

## Business Impact

If you use AI for eligibility determinations in Hawaii, you must notify individuals and submit annual reports or face civil penalties.

## Key Provisions

- Prohibits algorithmic discrimination based on protected characteristics.
- Requires annual reports to the Department of the Attorney General.
- Mandates clear notices to individuals regarding their personal information usage, including updates within thirty days of changes.
- Requires notices in English and any non-English language spoken by at least five hundred individuals in the state.
- Defines key terms such as 'algorithmic eligibility determination' and 'personal information'.
- Establishes civil enforcement mechanisms for non-compliance.
- Allows for exemptions under affirmative action plans.
- Requires written agreements with service providers to ensure compliance.

## Compliance Checklist

- Notify individuals about the use of their personal information in algorithmic determinations. | Who: Covered entities using algorithmic decision-making. | Penalty: Civil penalties for non-compliance.
- Submit annual reports detailing algorithmic practices to the Attorney General. | Who: Covered entities. | Penalty: Civil enforcement actions by the Attorney General.

## Industries Affected

Employment

Finance

Insurance

Technology

Healthcare

General

Education

## Topics

Automated Decision-Making

## Bill Sponsors

Name	Party	Role
Karl Rhoads	D	Sponsor

## Related Bills

- HB1607 (HI)

## Official Source

[https://www.capitol.hawaii.gov/session/measure\\_indiv.aspx?billtype=SB&billnumber;=2524&year;=2024](https://www.capitol.hawaii.gov/session/measure_indiv.aspx?billtype=SB&billnumber;=2524&year;=2024)

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