

KATHY L. KAOHU  
County Clerk



JAMES G.M. KRUEGER  
Deputy County Clerk

## OFFICE OF THE COUNTY CLERK

COUNTY OF MAUI  
200 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
[www.mauicounty.gov/county/clerk](http://www.mauicounty.gov/county/clerk)

TO: Individuals and Organizations Interested in Purchasing Voter Registration Data

FROM: Office of the County Clerk, Elections Division

The application process for obtaining voter registration data described below is for the County of Maui only. To apply for statewide voter registration data separate applications must be submitted directly to each county. Contact each County directly for additional information:

- County of Hawaii – (808) 961-8277
- County of Kauai – (808) 241-4800
- City and County of Honolulu – (808) 768-3800

Approved applicants will receive voter data in the form of a comma-separated values (CSV) password protected file on a CD.

### APPLICATION PROCEDURES

1. Read Hawaii Revised Statutes (HRS) §11-97, Records open to inspection.
2. Read Hawaii Administrative Rules (HAR) §3-177-160, Voter registration information; prohibited uses;
3. If you appear to be qualified to receive voter data pursuant to HRS and HAR, complete and submit the Affidavit on Application for Voter Registration Data with your payment to the address above.

(The Office of the County Clerk reserves the right to determine qualifications under existing law and regulations.)

4. Include proof of business registration in Hawaii if your company provides data processing services for a fee.
5. The CD will only be released to the applicant named in the Affidavit. Please notify our office in advance if someone other than the applicant will be picking up the CD.

PAYMENT INFORMATION

- The cost to purchase voter registration data from Maui County is **\$100.00**. Include an additional \$7.35 for postage (USPS Priority Mail Flat Rate Envelope) or a pre-paid shipping label.

(The cost of postage is current as of 01/27/2019 and subject to change.)

- If payment for postage or a pre-paid shipping label is not included, we will notify you when the CD is ready for pick-up.
- Checks are payable to: **County of Maui**.
- All sales for voter registration data are final. No refunds. No exceptions.
- Payments from disapproved applicants will be promptly returned.

Should you have any questions, please contact the Elections Division at (808) 270-7749 or e-mail at [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us).

Enclosures

**11-97. Records open to inspection.**

**(a)** A voters full name, district/precinct designation, and voter status shall be public; but all other personal information, as provided on the voter registration affidavit, shall be confidential except for election or government purposes in S.D.1 accordance with rules adopted by the chief election officer, pursuant to chapter 91.

**(b)** Voted materials shall not be open to the inspection of any voter until after the end of the contest period unless opened upon order of the court.

**History.** L 1970, c 26, pt of 2; am L 1973, c 217, 1(dd); am L 1983, c 34, 12; am L 1990, c 156, 8; am L 1997, c 157, 2

actual address to be used when creating a new public record.

- (1) Election officials shall use a program participant's actual address for purposes of determining residency pursuant to HRS §11-13;
- (2) The substitute address shall be used for all other purposes and the program participant's name, mailing address, actual address, or telephone number shall not be published in any list or register;
- (3) Without regard to subsection (f), the voter will continue to be treated as a special class of confidential voter until such time as they are informed by the participant or the address confidentiality program that the voter is no longer a participant;
- (4) Disclosure by an election official of a program participant's actual address shall be prohibited unless required by order of a court; and
- (5) To the extent there is a voter challenge of a participant where the residence address is sought, the residence address will not be provided unless required by order of a court. [Eff **JUL 26 2020** (Auth: HRS §§11-4, 11-14.5) (Imp: HRS §11-14.5)]

§3-177-160 Voter registration information; prohibited uses. (a) Voter registration forms, the general county register, the statewide voter registration system, or any lists or data prepared therefrom shall be released or used for election or government purposes only, unless otherwise provided by law.

(b) Notwithstanding subsection (a), a voter's full name, district/precinct designation, and voter status is public information available for any purpose.

(c) Voter registration information that is not public under subsection (b), excluding the voter's

full or last four digits of the social security number, driver license number, state identification card number, electronic mail address, telephone number, or date of birth, may, as determined by the clerk, be made available for an election purpose (e.g. the clerk may not disclose information they determine would interfere with the operations of elections or unduly compromise the privacy of voters). At a minimum, unless otherwise prohibited by law, the residence address and mailing address will be provided.

(d) Voter registration information that is not public under subsection (b) may be made available to federal, state or county government agencies for government purposes.

(e) The following constitutes a non-exhaustive list of election or government purposes, unless otherwise provided by law:

- (1) To support or oppose any candidate or incumbent for partisan or nonpartisan office;
- (2) To support or oppose any proposed or existing ballot measure, proposition, or issue;
- (3) To support or encourage voter registration or the voting process;
- (4) To authorized government officials who, by the nature of their official responsibilities, must have access to the voter registration information for legitimate government purposes within the scope of their official duties;
- (5) To challenge the right of any person to vote or to seek public office; or
- (6) To satisfy the requirements of HRS §11-62 or HRS §11-113.

(f) Voter registration information that is not public under subsection (b) may not be used for any commercial purpose, such as mailing or delivering an advertisement or offer for any property, establishment, organization, product or service, or for the purpose of mailing or delivering any

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solicitation for money, services, or anything of value; provided that service bureaus may charge a fee for their services involving the use or disclosure of voter registration information that is not public under subsection (b) so long as the underlying election or government purpose is verified.

(g) A request for voter registration information that is not public under subsection (b) shall be in a form prescribed and provided by the chief election officer containing substantially the following information:

- (1) A sworn certification by self-subscribing oath setting forth the election or government purpose for which the information is sought;
  - (2) A sworn certification by self-subscribing oath establishing that the information will only be used for election or government purposes;
  - (3) Where the requesting party is a government agency seeking the voter's full or last four digits of the social security number, driver license number, state identification card number, electronic mail address, telephone number, or date of birth, a statement setting forth reasons why such information is required; and
  - (4) A sworn certification by self-subscribing oath that the information will not be sold, released, distributed, or used in any way for commercial purposes, provided that service bureaus may charge a fee for their services in accordance with subsection (f).
- [Eff **JUL 26 2020** (Auth: HRS §11-4) (Imp: HRS §§11-14, 11-62, 11-97, 11-113, 19-6)]

§§3-177-161 to 3-177-199 (Reserved)

**AFFIDAVIT ON APPLICATION FOR VOTER REGISTRATION DATA**

STATE OF HAWAII            } SS  
County of Maui

1. Pursuant to Hawaii Revised Statutes §11-97, the undersigned hereby makes application to:

- Purchase Voter Registration Data on CD
- Review Roster of Registered Voters
- Other: \_\_\_\_\_

Method of Receipt (check one):

- Pick-up at the Elections Division (200 S. High Street, #708, Wailuku, HI 96793).
- USPS Flat Rate envelope to the address in item 4 (add postage fee to the cost of voter data); or
- Pre-paid shipping label will be provided by the applicant.
- Other: \_\_\_\_\_

2. Pursuant to Hawaii Administrative Rules §3-177-160, the undersigned seeks this information for the following election or government purpose (be specific):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Pursuant to Hawaii Administrative Rules §3-177-160, is your entity a government agency seeking social security number and date of birth information:

- Yes                     No

If "Yes", please set forth the specific reasons why this information is required:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The undersigned fully understands and hereby does solemnly swear and declare on oath, or in the alternative, does solemnly, sincerely, and truly affirm and declare, under penalty of law, that the following is true and correct;
  - a. The contents of this affidavit, including what I have set forth as the election or government purpose for which the information is sought, are true and correct;
  - b. Under penalty of law, the requested voter registration information will only be used for election or government purposes stated in this affidavit; and
  - c. I understand that any voter registration information that may be provided in response to this request that is not public under subsection HAR §3-177-160(b) will not be sold, released, distributed, or used in any way for any commercial purpose, such as mailing or delivering an advertisement or offer for any property, establishment, organization, product or service, or for the purpose of mailing or delivering any solicitation for money, services, or anything of value; provided that service bureaus may charge a fee for their services involving the use or disclosure of voter registration information that is not public under subsection HAR §3-177-160(b) so long as the underlying election purpose is verified.

Organization	
Applicant Name	Title
Email Address	Telephone
Mailing Address	
Signature	Date

**WARNING: PURSUANT TO CHAPTER 19 OF THE HAWAII REVISED STATUTES, ANY PERSON KNOWINGLY PROVIDING FALSE INFORMATION MAY BE GUILTY OF A CLASS C FELONY, PUNISHABLE BY UP TO 5 YEARS IMPRISONMENT AND/OR \$10,000 FINE.**

**FOR OFFICE USE ONLY**

Approved by:

\_\_\_\_\_  
County Clerk of Maui

\_\_\_\_\_  
Date