

Honolulu, Hawaii

MAR 30 2006

RE: H.B. No. 1233  
H.D. 1  
S.D. 1

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which  
was referred H.B. No. 1233, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CIVIL RIGHTS,"

begs leave to report as follows:

The purpose of this measure is to prohibit discrimination in  
public accommodations on the basis of sexual orientation.

Your Committee received testimony in support of the measure  
from the Hawaii Civil Rights Commission, the Hawaii Tourism  
Authority, the American Civil Liberties Union of Hawaii, The  
Center, the GLEA Foundation, the Honolulu Hawai'i NAACP, the  
Community Alliance on Prisons, the Hawaii State Teachers  
Association, the Japanese American Citizens League of Hawaii,  
PFLAG Oahu, Roberts Hawaii, the Gay Lesbian Bisexual and  
Transgendered Caucus of the Democratic Party, and twenty  
individuals. Nineteen individuals submitted testimony in  
opposition to this measure.

Your Committee finds that this measure is designed to clarify  
existing law with respect to sex discrimination. The current law  
prohibits sex discrimination in employment and housing on sexual  
orientation and this measure will clarify that this prohibition  
also applies to public accommodations.

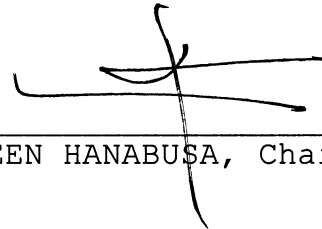
Your Committee has amended this measure to:



- (1) Insert a purpose section to clarify that this bill would make state civil rights laws uniform by prohibiting discriminatory practices in public accommodations on the basis of sexual orientation and to further clarify that discrimination based on gender identity or expression is prohibited sex discrimination;
- (2) Add a definition for gender identity or expression; and
- (3) Provide that discriminatory practices in public accommodations on the basis of gender identity or expression is prohibited sex discrimination.

As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1233, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1233, H.D. 1, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Hawaiian Affairs,



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COLLEEN HANABUSA, Chair



