

STAND. COM. REP. NO.

2501

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2565  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 2565 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION,"

begs leave to report as follows:

The purpose of this measure is to extend until December 31, 2011, the deadline for the Hawai'i Civil Rights Commission to complete its rulemaking process to conform state law protections against disability discrimination to the federal Americans with Disabilities Act Amendments Act of 2008.

Your Committee received testimony in support of this measure from one State agency. Your Committee received testimony in support of this measure with amendments from one individual. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that the Equal Employment Opportunities Commission is unlikely to finalize its guidelines implementing the Americans with Disabilities Act Amendments Act of 2008 prior to July, 2010. Your Committee further finds that the Hawai'i Civil Rights Commission will need additional time to analyze those federal guidelines and adopt administrative rules to conform state law protections against disability discrimination to the federal standards.

Your Committee has amended this measure by:

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- (1) Extending the deadline for the Hawai'i Civil Rights Commission to adopt administrative rules conforming state law protections against disability discrimination to the federal standard until six months after the United States Equal Employment Opportunities Commission publishes final rules interpreting the Americans with Disabilities Act Amendments Act of 2008 in the Federal Register; and
- (2) Making technical, nonsubstantive changes to ensure clarity and accuracy in the language of this measure.

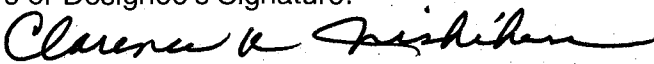
As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2565, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2565, 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  
Government Operations,

  
BRIAN T. TANIGUCHI, Chair

The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Government Operations**  
**JGO**

Bill / Resolution No.:* <b>SB 2565</b>	Committee Referral: <b>JGO</b>	Date: <b>2/23/10</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)				✓
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>4</b>	<b>-</b>	<b>-</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office            Drafting Agency        Committee File Copy				

\*Only one measure per Record of Votes