

Honolulu, Hawaii

March 4, 2016

RE: H.B. No. 2084  
H.D. 2

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2084, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

begs leave to report as follows:

The purpose of this measure is to prohibit the denial, exclusion, or limitation of health care services or treatment by a health insurance provider to a person on the basis of a person's actual gender identity or perceived gender identity.

The Hawaii Civil Rights Commission, a Councilmember of the Kauai County Council, LGBT Caucus of the Democratic Party of Hawaii, Equality Hawaii, Kaiser Permanente, American Civil Liberties Union of Hawaii, Pride at Work Hawaii, Hawk Health, and numerous concerned individuals supported this measure. The Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and a concerned individual provided comments.

Your Committee finds that the practice of denying or limiting health insurance coverage, including hormone replacement therapy before or after surgery, to a person based on gender identity or gender expression is against public policy and is prohibited.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "gender transition" to mean the process of a person changing the person's outward



appearance or sex characteristics to accord with the person's actual gender identity; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2084, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2084, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary,



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KARL RHOADS, Chair



