

Honolulu, Hawaii

FEB 09 2017

RE: S.B. No. 123

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 123 entitled:

"A BILL FOR AN ACT RELATING TO NAMES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Repeal the requirement that the middle or last names, or any combination of such names, the middle and last name or names to be used after a marriage or civil union be legally used at any time, past or present, by either spouse or civil union partner, as applicable;
- (2) Clarify that a person is not required to change that person's middle or last name upon entering into a marriage or civil union; and
- (3) Allow parties to a marriage or civil union to choose any middle or last name to use upon entering into a marriage or civil union.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that existing law allows spouses in a marriage or partners in a civil union to declare the middle and last names each will use as a married person or civil union partner as long as the middle or last name chosen by each was



legally used at any time, past or present, by either spouse or partner. This measure reflects the current trend and practices with regard to selecting a middle or last name upon marriage or a civil union by allowing spouses or partners to choose any middle or last name or not change their names at all.

Your Committee has amended this measure by inserting an effective date of January 7, 2059, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 123, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 123, 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  
Labor,

  
GILBERT S.C. KEITH-AGARAN Chair



The Senate  
Twenty-Ninth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB123</b>	Committee Referral: <b>JDL</b>	Date: <b>1/31/17</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
KEITH-AGARAN, Gilbert S.C. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
THIELEN, Laura H.	✓			
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>0</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