

HB680 HD2

Measure Title: RELATING TO INTIMATE PARTNER VIOLENCE.

Report Title: Board of Barbering and Cosmetology; Barbering; Cosmetology; Intimate Partner Violence; Awareness Education; Licensing

Description: Requires licensees under the Board of Barbering and Cosmetology to complete a one-time awareness education program on intimate partner violence awareness and education. Requires the Department of Commerce and Consumer Affairs to adopt materials by the selected nonprofit intimate partner violence awareness education program. Provides that assaulting or threatening to cause bodily injury to a barber or beauty operator is a misdemeanor. (HB680 HD2)

Companion: [SB518](#)

Package: None

Current Referral: CPH, JDL

Introducer(s): BELATTI, ICHIYAMA, MCKELVEY, MORIKAWA, OSHIRO

**PRESENTATION OF THE
BOARD OF BARBERING AND COSMETOLOGY**

TO THE SENATE COMMITTEE ON
COMMERCE, CONSUMER PROTECTION, AND HEALTH

TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Tuesday, March 14, 2017
9:00 a.m.

**TESTIMONY ON HOUSE BILL NO. 680, H.D. 2, RELATING TO INTIMATE PARTNER
VIOLENCE.**

TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Margaret Williams and I am a member of the Board of Barbering and Cosmetology ("Board"). Thank you for the opportunity to present testimony on behalf of the Board on House Bill No. 680, House Draft 2, Relating to Intimate Partner Violence. This bill proposes to require persons licensed under Hawaii Revised Statutes ("HRS") chapters 438 and 439 to complete a one-time awareness education program that would enable them to be mindful of and recognize signs of intimate partner violence shown by their beauty culture or barbering clients. Should a licensee observe indications that the client is experiencing such violence, the licensee would then have been educated and provided with resources to address the problem, such as referring the client to the appropriate social services or domestic violence organizations.

The Board supports the intent of this bill; however, the Board identified and discussed a number of concerns for which the Board respectfully requests the Committee's consideration at this time.

Board members who are licensed barbers and beauty operators stated that in their many years of professional experience, no one had ever confided in them that he or she was a victim of intimate partner violence. They also stated that they had never witnessed physical indications that a client is experiencing such violence. The Board questioned whether the proposal would actually be beneficial to address the problem of intimate partner violence.

The Board also questioned why only barbers and beauty operators were included in the proposal. Board members stated that perhaps massage therapists and other personal service providers should be included in the measure.

Barbers and beauty operators are engaging in their professions in order to provide beauty culture and barbering services to their clients, and Board members expressed concern that the proposal would elevate the level of responsibility of the licensee beyond the scope of practice that a barber or beauty operator should be expected to perform.

Despite the provision included in House Draft 2 of the bill that specifies that any individual who assaults or threatens to cause bodily injury to a barber or beauty operator for acting on information concerning potential intimate partner violence obtained during the course of employment be guilty of a misdemeanor, the Board is concerned about the real possibility of retaliation against licensees for being involved in

recognizing signs of violence and advising their clients of available resources.

Retaliation and additional violence are real possibilities should the perpetrator of the violence become aware of the licensee's involvement in the situation.

Should the bill pass, the Board is concerned about the cost of such an awareness education program for applicants and for licensees as a condition of license renewal. The financial burden as well as the time away from employment will certainly impact the licensee, and will need to be considered.

In closing, I would like to reiterate that the Board supports the intent of this bill; however, the Board respectfully requests that the Committee consider the abovementioned concerns identified by the Board.

Thank you for the opportunity to present testimony on House Bill No. 680, House Draft 2, Relating to Intimate Partner Violence. I will be available to answer any questions that the Committee may have.

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 12, 2017 11:23 AM
To: CPH Testimony
Cc: laurie.field@ppvnh.org
Subject: *Submitted testimony for HB680 on Mar 14, 2017 09:00AM*

HB680

Submitted on: 3/12/2017

Testimony for CPH on Mar 14, 2017 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Laurie Field	Planned Parenthood Votes Northwest and Hawaii	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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TO: Chair Baker
Vice Chair Nishihara
Members of the Committee on Consumer Protection and Health

FR: Nanci Kreidman, M.A.
Chief Executive Officer

RE: HB 680 HD2

Aloha! Thank you for considering the need for attention and training designed for the benefit of hairdressers, and others in related roles – professionals who may find themselves in a position of detecting or receiving confidential disclosures about partner abuse.

Although some training is better than none, preparing people with information on a one time basis or for such a short period of time may be insufficient to reach the goal. Partner abuse is a complex issue, largely misunderstood by the public and other intervenors. The draft of this Bill does not include length of time for the awareness program; may we respectfully suggest that a minimum of three hours be required. This would provide more time to describe the dynamics of abuse, understand the barriers for survivors, and be introduced to the community of resources available to assist. Learning about it in one hour would be impossible. The good intentions captured with this proposal could be disrupted if the guidance shared is not aligned with best practice, or potentially harmful to decisions made by those in risky relationships.

Thank you for allowing us to participate in this community discussion.

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 10, 2017 5:04 PM
To: CPH Testimony
Cc: mgolojuch@hotmail.com
Subject: Submitted testimony for HB680 on Mar 14, 2017 09:00AM

HB680

Submitted on: 3/10/2017

Testimony for CPH on Mar 14, 2017 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Michael Golojuch Jr	LGBT Caucus of the Democratic Party of Hawaii	Support	No

Comments: The LGBT Caucus of the Democratic Party of Hawai'i fully supports HB 680. We encourage you all to pass it out and support it so it can be signed into law.

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March 14, 2017

To: Senator Rosalyn Baker, Chair
Senator Clarence Nishihara, Vice Chair
Members of the Senate Committee on Commerce, Consumer
Protection and Health

From: Cathy Betts
Executive Director, Hawaii State Commission on the Status of Women

Re: Testimony in Support, HB 680, HD2, Relating to Intimate Partner
Violence

Thank you for this opportunity to testify in support of HB 680, HD2, which would require licensees under the board of barbering and cosmetology to complete a one time training program on intimate partner violence awareness and education.

The purpose of the measure was to equip those who work in the cosmetology and barbering fields with important information to assist survivors of intimate partner violence. Those in the beauty industry have a unique opportunity to notice signs of abuse. Professionals in the grooming and beauty industry often enjoy close and trusting relationships with their clients. These professionals have a unique opportunity to provide advice, resource information, and assistance.

HB 680, HD2 is not broadly extensive or overburdensome. Requiring a one time training program on intimate partner violence would enable more professionals in these fields to recognize the signs of intimate partner violence and potentially direct their clients to much needed resources. Similar programs (such as "Cut it Out"), have shown proven success in providing information and training to professionals in this particular field. These programs exist because communities and programs have identified that victims often disclose to trusted individuals in safe environments, like salons and barber shops. The Commission strongly supports this measure and thanks you for this opportunity to testify in support of HB 680, HD2.

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 10, 2017 2:49 PM
To: CPH Testimony
Cc: wwholly@hawaii.rr.com
Subject: Submitted testimony for HB680 on Mar 14, 2017 09:00AM

HB680

Submitted on: 3/10/2017

Testimony for CPH on Mar 14, 2017 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Holly Holowach	Individual	Support	No

Comments: As a woman who is concerned about victims of domestic violence and sexual assault, I strongly support this bill. It is an easy way to help our stylists be more aware of the dangers some people face and give them some tools to support victims, if needed. One of my dear friends was a makeup artist at a well-known hair salon. He told me that he often had pimps bring in young girls to get made up for prostitution. He felt powerless to help them. Also as a woman who sees nail and hair stylists on a regular basis, I can attest that women do develop relationships with these professionals and often confide personal details about our lives. It would be nice to know that they are trained, even in a small way, to recognize domestic violence and be able to refer victims to get some help. Thanks you for the opportunity to offer this testimony. Please support this bill. Anything we can do to help victims, however seemingly small, is a victory toward ending domestic violence. Regards, Holly Holowach

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 12, 2017 3:56 PM
To: CPH Testimony
Cc: breaking-the-silence@hotmail.com
Subject: *Submitted testimony for HB680 on Mar 14, 2017 09:00AM*

HB680

Submitted on: 3/12/2017

Testimony for CPH on Mar 14, 2017 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Dara Carlin, M.A.	Individual	Support	No

Comments:

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