STAND. COM. REP. NO. (397

Honolulu, Hawaii

MAR 28 , 2019

RE: H.C.R. No. 5

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2019 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.C.R. No. 5 entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING MEMBERS OF THE UNITED STATES CONGRESS TO AMEND FEDERAL LAW TO ENSURE THAT VICTIMS OF SEXUAL HARASSMENT AND SEXUAL ASSAULT WHO MIGHT OTHERWISE BE FORCED INTO ARBITRATION AND SILENCE INSTEAD HAVE ACCESS TO THE COURTS."

begs leave to report as follows:

The purpose of this measure is to request the members of the United States Congress to amend federal law to ensure that victims of sexual harassment and sexual assault who might otherwise be forced into arbitration and silenced instead have access to the courts.

The Hawai'i Civil Rights Commission, Hawai'i State Commission on the Status of Women, LGBT Caucus of the Democratic Party of Hawaii, Rainbow Family 808, Hawai'i Women Lawyers, and two individuals testified in support of this measure. An individual testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 5 and recommends that it be referred to your Committee on Finance.

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

CHRIS LET, Chair

State of Hawaii



Record of Votes of the Committee on Judiciary

		tee Referral: Da		Date: 3/20119	
☐ The committee is reconsider			<u> </u>		
The recommendation is to: ☐ Pass, unamended (as is) ☐ Pass, with amendments (HD) ☐ Hold ☐ Pass short form bill with HD to recommit for future public hearing (recommit)					
JUD Members		Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)					
2. SAN BUENAVENTURA, Joy A. (VC)		/			
3. BROWER, Tom					
4. CREAGAN, Richard P		<u> </u>			
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5. LOWEN, Nicole E.	e gertage en el ^a e e e				
6. McKELVEY, Angus L	.K.			7 A A A T T T T T T T	
7 MODIVANA De-					
7. MORIKAWA, Dee					
8. SAY, Calvin K.Y.		· ·		Emile Constitution (Constitution of Constitution of Constituti	
6. SA1, Calvill K.1.		V 100			4
9. TAKAYAMA, Gregg					
j. TAKATAWA, Gregg					
10. YAMANE, Ryan I.			and the second s	hand the most of the state and an analysis of the state o	1
11. THIELEN, Cynthia					
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TOTAL (11)		8			3
The recommendation is:	S: Adopted Not Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's sign	nature:	200			
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