

STAND. COM. REP. NO.

2112

Honolulu, Hawaii

APR 05 , 2019

RE: S.B. No. 1048
S.D. 1
H.D. 1

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

Sir:

Your Committee on Finance, to which was referred S.B. No. 1048, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SEXUAL HARASSMENT,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Make confidentiality clauses in employment agreements or contracts unenforceable as to sexual harassment claims unless included in a specific legal settlement or as provided by federal law;
- (2) Prohibit mandatory arbitration of sexual harassment claims, and make agreements for mandatory arbitration of sexual harassment claims unenforceable; and
- (3) Make confidentiality clauses in arbitration agreements unenforceable as to sexual harassment claims unless included in a specific legal settlement or as otherwise provided by federal law.

The Hawai'i State Commission on the Status of Women, American Association of University Women of Hawaii, Hawaii Women's Coalition, Planned Parenthood Votes Northwest and Hawaii, Midwives

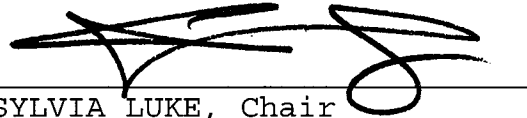
SB1048 HD1 HSCR FIN HMS 2019-3640



Alliance of Hawaii, Oahu County Democrats, and an individual testified in support of this measure. The Hawai'i Civil Rights Commission and Hawai'i Women Lawyers provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1048, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

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

A handwritten signature in black ink, appearing to read 'Sylvia Luke', is written over a horizontal line. The signature is stylized and cursive.

SYLVIA LUKE, Chair



