
HOUSE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF HUMAN SERVICES TO WORK WITH THE DEPARTMENT OF HEALTH, DEPARTMENT OF EDUCATION, AND JUDICIARY TO SUBMIT A PLAN TO ACCOUNT FOR GENDER IDENTITY WITH RESPECT TO INCARCERATED AND COURT-INVOLVED YOUTH AND WORK WITH THE SEXUAL AND GENDER MINORITY WORKGROUP WITHIN THE DEPARTMENT OF HEALTH TO ADDRESS THE INCIDENCE OF LGBTQI YOUTH IN THE JUVENILE AND CRIMINAL JUSTICE SYSTEMS.

1 WHEREAS, major mental and physical health care professional
2 associations recognize that being lesbian, gay, bisexual,
3 transgender, queer or questioning, and intersex (LGBTQI) is part
4 of natural variations that occur in sex, sexual orientation, and
5 gender identity; and

6
7 WHEREAS, the Department of Health published reports in 2018
8 and 2019 highlighting the issues facing lesbian, gay, bisexual,
9 transgender, and queer or questioning (LGBTQ) children and youth
10 in Hawaii, including higher rates of isolation, depression,
11 suicidal ideations or attempts, substance use and misuse,
12 homelessness, and sexual and intimate partner violence; and

13
14 WHEREAS, to date, data collection efforts indicate a
15 significant population of indigenous lesbian, gay, bisexual,
16 transgender, and queer or questioning youth; and

17
18 WHEREAS, intersex variation is rarely reported, leading to
19 missed information about LGBTQI; and

20
21 WHEREAS, LGBTQI youth, particularly LGBTQI youth of color,
22 face discrimination and stigma that can lead to criminalization
23 and increased interactions with law enforcement and the criminal
24 justice system; and
25



1 WHEREAS, for some LGBTQI youth, especially LGBTQI youth of
2 color and transgender and non-conforming youth, these factors
3 play a large role in increasing their interactions with law
4 enforcement and ultimately their overrepresentation in the
5 juvenile and criminal justice systems; and

6
7 WHEREAS, the primary objective of the Kawaiiloa Youth and
8 Family Wellness Center, housed within the Hawaii Youth
9 Correctional Facility, is to prevent delinquency; and

10
11 WHEREAS, the Kawaiiloa Youth and Family Wellness Center
12 provides services and programs to meet the needs of youth and
13 young adults within the criminal justice system, in addition to
14 at risk youth outside the criminal justice system; and

15
16 WHEREAS, specific data collected on sexual orientation,
17 gender identity, gender expression, and intersex variation
18 intersects with the statewide anti-discrimination work and could
19 inform decision-making processes, such as identifying the
20 possible disproportionate impact of the criminal justice system
21 and evaluating the efficacy of work done to alleviate obstacles
22 unique to LGBTQ and intersex youth populations; and

23
24 BE IT RESOLVED by the House of Representatives of the
25 Thirty-first Legislature of the State of Hawaii, Regular Session
26 of 2021, the Senate concurring, that the Department of Public
27 Safety and the Department of Human Services is urged to work
28 with the Department of Health, Department of Education, and
29 Judiciary to submit a plan to account for gender identity with
30 respect to incarcerated and court-involved youth and work with
31 the Sexual and Gender Minority Workgroup within the Department
32 of Health to address the incidence of LGBTQI youth in the
33 juvenile and criminal justice systems; and

34
35 BE IT FURTHER RESOLVED that the Department of Health is
36 requested to publish a comprehensive report on the health of
37 Hawaii's LGBTQI community every three years; and

38
39 BE IT FURTHER RESOLVED that the Department of Health is
40 requested to compare, in each of these reports, the prevalence
41 of health-related risk behaviors, chronic health conditions, and
42 use of preventive services between the LGBTQI population, and
43 where possible, LGBTQI sub-populations, and the general
44 population; and



1
2 BE IT FURTHER RESOLVED that the Department of Health is
3 requested to post each comprehensive report on its website; and
4

5 BE IT FURTHER RESOLVED that the Department of Public Safety
6 is requested to work with the Sexual and Gender Minority
7 Workgroup within the Department of Health to ensure that the
8 data collection is administered in accordance with LGBTQI data
9 collection best practices; and
10

11 BE IT FURTHER RESOLVED that certified copies of this
12 Concurrent Resolution be transmitted to the Governor, Director
13 of Health, Director of Human Services, Director of Public
14 Safety, Chairperson of the Board of Education, Superintendent of
15 Education, Chairperson of the Board of Regents of the University
16 of Hawaii, and President of the University of Hawaii.

