

Honolulu, Hawaii

MAR 04 2022

RE: S.B. No. 2282  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and  
Judiciary, to which was referred S.B. No. 2282, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ABORTION CARE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify that access to abortion care is inclusive of all pregnant people in the State;
- (2) Repeal a criminal penalty for violations of certain abortion provisions; and
- (3) Clarify that advanced practice registered nurses may provide abortion care.

Your Committees received testimony in support of this measure from the Hawai'i State Commission on the Status of Women; Stonewall Caucus of the Democratic Party of Hawai'i; Rainbow Family 808; American College of Obstetricians and Gynecologists Hawai'i, Guam, and American Samoa Section; Hawai'i - American Nurses Association; Hawai'i Public Health Association; Hawai'i Women Lawyers; The KoLab; American Association of University Women; Save Medicaid Hawai'i; Planned Parenthood Alliance Advocates - Hawai'i; AF3IRM Hawai'i; and fifty-six individuals. Your Committees received testimony in opposition to this measure from one individual. Your



Committees received comments on this measure from the Board of Nursing and Hawai'i Medical Board.

Your Committees find that implementing safeguards and protections to equitable abortion access for all pregnant people in the State allows the individual to make their own decision about a significant, personal medical decision. Both the federal government and the State have recognized the right to choose as a fundamental right of all people that must be protected. However, there are certain gaps that exclude other individuals such as transgender and non-binary individuals who may need access to abortion care services. Utilizing inclusive language to recognize the need for abortion care across the State affirms that all pregnant people would be allowed access to abortions based on personal choice.

In addition to challenges against *Roe v. Wade*, 410 U.S. 113 (1973), recent developments in other states such as Texas and Mississippi show that abortion access is at risk for pregnant people across the country. Historical and contemporary data show that where abortion is illegal or highly restricted, pregnant people may resort to unsafe means to end an unwanted pregnancy, including self-inflicted abdominal and bodily trauma, ingestion of dangerous chemicals, and reliance on unqualified providers. Pregnant people of low socioeconomic status, who live in rural and remote areas, or who are young or a member of the LGBTQ community are more likely to be harmed by gaps in access to safe abortion care. Black, Latino, native Hawaiian, and Pacific Islander populations are also more likely to experience a lack of abortion care due to generational systemic racism. To continue the Legislature's support of equal rights for Hawai'i's people regardless of race, gender, and sexual preference, it is imperative that abortion access is safe and available for anyone who chooses to access abortion care services.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2282, S.D. 1, and recommend that it pass Third Reading.



Respectfully submitted on  
behalf of the members of the  
Committees on Commerce and  
Consumer Protection and  
Judiciary,

*Karl Rhoads*

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KARL RHOADS, Chair

*Rosalyn H. Baker*

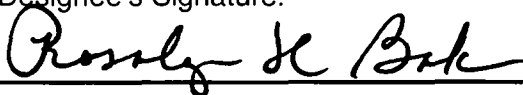
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ROSALYN H. BAKER, Chair



The Senate  
 Thirty-First Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2282 SD1	HTH, CPA / SDL	03-01-2022		
<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 checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
CHANG, Stanley (VC)	✓			
DECOITE, Lynn	✓			
NISHIHARA, Clarence K.				✓
RIVIERE, Gil				✓
SAN BUENAVENTURA, Joy A.	✓			
FEVELLA, Kurt			✓	
<b>TOTAL</b>	<b>4</b>		<b>1</b>	<b>2</b>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes

The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary**  
**JDC**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 2282, SD1	HTH, CPN/JDC	03-01-22

The Committee is reconsidering its previous decision on this measure.  
If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312       Pass, with amendments 2311       Hold 2310       Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura	✓			
GABBARD, Mike			✓	
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt			✓	
<b>TOTAL</b>	<b>5</b>	<b>-</b>	<b>2</b>	<b>-</b>

Recommendation:  Adopted       Not Adopted

Chair's or Designee's Signature: *Hal Rhoads*

Distribution:      Original      Yellow      Pink      Goldenrod  
File with Committee Report      Clerk's Office      Drafting Agency      Committee File Copy

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