STAND. COM. REP. NO. 138

Honolulu, Hawaii

FEB 10 2025

RE: S.B. No. 31 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

Sir:

Your Committee on Housing, to which was referred S.B. No. 31 entitled:

"A BILL FOR AN ACT RELATING TO PROPERTY,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- Allow a person who discovers a recorded discriminatory restrictive covenant to take certain actions without liability, to invalidate the covenant; and
- (2) Define discriminatory restrictive covenant.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that Hawaii's people have the right to live in safe housing environments that are free from discrimination. However, certain restrictive covenants may include provisions that discriminate against prospective residents based on a protected class. Therefore, this measure expands protections from discrimination for Hawaii's people.



STAND. COM. REP. NO. 138 Page 2

Your Committee has amended this measure by:

- (1) Adding to the definition of discriminatory restrictive covenant language that, if enforced, would violate the prohibition against discrimination on the basis of race, sex, including gender identity or expression, sexual orientation, color, religion, marital status, familial status, ancestry, disability, age, or human immunodeficiency virus infection; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 31, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 31, S.D. 1, and be referred to your Committees on Commerce and Consumer Protection and Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Housing,

STANLEY



The Senate Thirty-Third Legislature State of Hawaiʻi

Record of Votes Committee on Housing HOU

Bill / Resolution No.:*	Committee Referral: Date:				
5831 HOU, CPN/JDC 1/30/25					
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
CHANG, Stanley (C)					
HASHIMOTO, Troy N. (VC)			A a		
AQUINO, Henry J.C.		War 10	, , , , , , , , , ,		_
KANUHA, Dru Mamo		/			
FEVELLA, Kurt					
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TOTAL		4	Ð	Ø	
Recommendation:					
Chair's or Designee's Signature: N A A A					
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*Only one measure per Record of Votes