STAND. COM. REP. NO.

3674

Honolulu, Hawaii

## JUN 2 6 2020

RE: H.B. No. 2425

H.D. 1 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health, to which was referred H.B. No. 2425, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the definition of "domestic abuse" under Hawaii's insurance laws and laws relating to domestic abuse protective orders to include coercive control between family or household members; and
- (2) Define "coercive control."

Prior to the hearing on this measure, your Committee posted and made available for public review a proposed S.D. 1, which amends this measure by inserting an effective date of upon its approval.

Your Committee received testimony in support of this measure or the proposed S.D. 1 from the Hawaii State Coalition Against Domestic Violence, Domestic Violence Action Center, Parents and Children Together, Hawaii Psychological Association, and twelve individuals.

Your Committee finds that there are various coercive and manipulating tactics that can be used to harass or control domestic partners, and many victims in Hawaii are abused without physical proof, which can limit their access to protective orders because the abuse may not meet the current statutory definition. By amending the State's legal definition of "domestic abuse" to include "coercive control", victims of non-physical domestic violence can be more empowered to pursue legal protections from In light of the recent increase in domestic abuse their abusers. cases reported during the COVID-19 pandemic, this measure expands the definition of domestic abuse to include "coercive control" so that survivors who have been victimized in other ways, such as their abuser isolating them from friends and family, restricting access to funds, or monitoring activities or communications, can gain more access to legal protections for themselves and their loved ones.

Your Committee has amended this measure by adopting the proposed S.D. 1.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2425, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2425, H.D. 1, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

Respectfully submitted on behalf of the members of the Committee on Commerce, Consumer Protection, and Health,

ROSALYN 4. BAKER, Chair

## The Senate Thirtieth Legislature State of Hawai'i

## Record of Votes Committee on Commerce, Consumer Protection, and Health CPH

Bill / Resolution No.:*	Committee Referral:			Date:	. 1
HB2425 HDI	CPH, JDC/WAM 6/24/20				/26
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
BAKER, Rosalyn H. (C)		/			
CHANG, Stanley (VC)					
NISHIHARA, Clarence K.					
RUDERMAN, Russell E.					1cm
THIELEN, Laura H.		/			
WAKAI, Glenn		/			. ,
FEVELLA, Kurt		1			
TOTAL		6			1
Recommendation:					
Adopted Not Adopted					
Chair's or Designee's Signature:					
Clarence & Sashihere					
Distribution:         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy					
	5.5.10			,	Jopj

\*Only one measure per Record of Votes