STAND. COM. REP. NO.

3244

Honolulu, Hawaii

FEB 2 8 2020

RE: S.B. No. 3044

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 Judiciary, to which was referred S.B. No. 3044, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO OFFENSES AGAINST HEALTH CARE SECURITY PROFESSIONALS,"

begs leave to report as follows:

The purpose and intent of this measure is to classify the offense of assault in the second degree of a health care security professional as a class C felony.

Your Committee received testimony in support of this measure from Healthcare Association of Hawaii, Hilo Medical Center, Queen's North Hawaii Community Hospital, Hawaii Primary Care Association, Kapi'olani Medical Center for Women and Children, Adventist Health, Straub Medical Center, The Queen's Medical Center - West O'ahu, Molokai General Hospital, The Queen's Health Systems, and three individuals. Your Committee received comments on this measure from the Hawaii State Center for Nursing.

Your Committee finds that hospitals across the State have been experiencing an increase in encounters with violent patients, which pose greater risks of workplace violence for health care security professionals. Your Committee notes that it is currently a felony to assault certain classes of workers, including correctional workers, education workers, employees of state operated or contracted mental health facilities, emergency medical

service workers, firefighters, and water safety officers. Your Committee also finds that health care security professionals experience an increased risk of sustaining violent injuries due to the nature of their profession and that this increased risk qualifies them to be included in this group. Accordingly, this measure establishes parity for the protections of those working in a health care facility by classifying the offense of assault in the second degree of a health care security professional as a class C felony.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3044, S.D. 1, and recommends that it pass Third Reading.

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

KARL RHOADS, Chair

The Senate Thirtieth Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

SB 3044 SDI				ate: 2/27/2020	
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
RHOADS, Karl (C)					
KEOHOKALOLE, Jarrett (VC)					
GABBARD, Mike					
KIM, Donna Mercado					
FEVELLA, Kurt					
		 			
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TOTAL		4			1
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Only one measure per Record of Votes