

STAND. COM. REP. NO.

1724

Honolulu, Hawaii

APR 08 , 2021

RE: S.C.R. No. 9
S.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Education, to which was referred S.C.R. No. 9, S.D. 2, entitled:

"SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO ADDRESS IMPLEMENTATION OF HAWAII'S STATE LAW COROLLARY TO TITLE IX TO STRENGTHEN HAWAII'S EFFORTS TO END CAMPUS-BASED SEXUAL VIOLENCE AND GENDER DISCRIMINATION,"

begs leave to report as follows:

The purpose of this measure is to convene a task force to address implementation of Hawaii's state law corollary to Title IX to strengthen Hawaii's efforts to end campus-based sexual violence and gender discrimination.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Civil Rights Commission, Planned Parenthood Alliance Advocates, Women's Caucus of the Democratic Party of Hawai'i, American Association of University Women of Hawaii, Hawaii Women's Coalition, Democratic Party of Hawai'i Education Caucus, Imua Alliance, The Every Voice Coalition, and four individuals. Your Committee received testimony in support of the intent of this measure from the University of Hawai'i System.

2021-3064 SCR9 SD2 HSCR HMSO




Your Committee finds that, under the previous United States presidential administration, several changes were proposed to Title IX of the federal Education Amendments of 1972, which prohibits sex-based discrimination in any school that receives federal money. These changes include reducing the number of complaints involving sexual harassment and other forms of sexual misconduct that currently fall within the purview of Title IX and limit the scope of educational institutions' liability for complaints of sexual harassment.

Your Committee further finds that, in response to the intended policy changes to Title IX of the federal Education Amendments of 1972 by the previous United States presidential administration, the Legislature passed, and the Governor signed into law, Act 110, Session Laws of Hawaii 2018, which established a state law corollary to Title IX that prohibits sex-based discrimination in state-administered or state-funded educational programs or activities, including discrimination based on sexual orientation, gender identity, and gender expression. Your Committee believes that the convening of a task force is needed to address any potential conflicts between Hawaii's state law corollary and any recent or future changes to the Title IX regulations to strengthen the State's efforts to end campus-based sexual violence and gender discrimination.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 9, S.D. 2, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

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


JUSTIN H. WOODSON, Chair



State of Hawaii
House of Representatives
The Thirty-first Legislature

HSCR 1724

Record of Votes of the Committee on Education

Bill/Resolution No.: SCR 9, SD2	Committee Referral: EDN, JHA	Date: 4/6/2021		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EDN Members	Ayes	Ayes (WR)	Nays	Excused
1. WOODSON, Justin H. (C)	/			
2. KAPELA, Jeanne (VC)	/			
3. BELATTI, Della Au	/			
4. DeCOITE, Lynn				/
5. GANADEN, Sonny	/			
6. GATES, Cedric Asuega				/
7. HASHIMOTO, Troy N.	/			
8. OHNO, Takashi				/
9. QUINLAN, Sean				/
10. TAKAYAMA, Gregg	/			
11. YAMANE, Ryan I.	/			
12. OKIMOTO, Val	/			
TOTAL (12)	8			4
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				