STAND. COM. REP. NO. (814 -24

Honolulu, Hawaii APR 0 5 , 2024 RE: S.B. No. 2520 S.D. 2 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 2520, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE DEFENSE OF STATE EMPLOYEES,"

begs leave to report as follows:

The purpose of this measure is to:

- Require the Attorney General to defend professionally licensed or certified state employees in civil actions or proceedings when the employee was acting within the scope of the employee's employment and was not grossly negligent, wanton, or uncooperative;
- (2) Clarify that professionally licensed or certified state employees may employ their own attorneys at their own expense; and
- (3) Establish a process for the Attorney General to transfer or withdraw representation if the Attorney General declines to defend a professionally licensed or certified state employee.



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Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii State AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2520, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

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

KYLE T. YAMASHITA, Chair



State of Hawaii House of Representatives The Thirty-second Legislature



**Record of Votes of the Committee on Finance** 

Bill/Resolution No.:Committee Referral:Date:SB2520, SD2, HPIJHA, FINU 212024					
The committee is reconsidering its previous decision on the measure.					
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold   Pass short form bill with HD to recommit for future public hearing (recommit)					
FIN Memb	Ders	Ayes	Ayes (WR)	Nays	Excused
1. YAMASHITA, Kyle T.	.(C)	V			
2. KITAGAWA, Lisa (VO	C)	· · ·			
3. AIU, Micah P.K.		$\sim$			
4. CHUN, Cory M.		V			
5. COCHRAN, Elle		V			
6. GARRETT, Andrew T	akuya				
7. KAHALOA, Kirstin		V			
8. KILA, Darius K.					
9. KOBAYASHI, Bertran	AN REAL PROPERTY AND A REA				$\sim$
10. LAMOSAO, Rachele F		~			
11. MORIKAWA, Dee			- <b>3</b> 61		
12. NISHIMOTO, Scott Y.		$\checkmark$			Transport of the second se
13. POEPOE, Mahina		$\sim$			
14. TAKENOUCHI, Jenna				Anny many many and the second s	
15. ALCOS III, David		$\sim$			
16. WARD, Gene		V			
<b>TOTAL</b> (16)		15	0	0	1
The recommendation is:	Adopted	□ Not Adopted			
If joint referral, did not support recommendation.					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					