

Honolulu, Hawaii

FEB 28 2025RE: S.B. No. 1149
S.D. 1

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

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 1149, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HATE CRIMES,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Define "reported hate crime";
- (2) Require reporting of all possible reported hate crimes to appropriate authorities, including consistent documentation and analysis of such incidents;
- (3) Require law enforcement officers to receive annual training to identify, investigate, and document hate crimes and possible hate crimes; and
- (4) Require the Attorney General to establish or update guidelines, protocols, and training materials for the reporting and investigation of hate crimes and possible hate crimes.

Your Committees received testimony in support of this measure from the Hawai'i State Lesbian, Gay, Bisexual, Transgender, Queer Plus Commission; Hawai'i Civil Rights Commission; Education Caucus of the Democratic Party of Hawai'i; Democratic Party of Hawai'i;



Stonewall Caucus of the Democratic Party of Hawai'i; Pride at Work Hawai'i; Rainbow Family 808; and thirteen individuals.

Your Committees received testimony in opposition to this measure from the Hawaiian Islands Republican Women and forty-four individuals.

Your Committees received comments on this measure from the Department of the Attorney General.

Your Committees find that hate crimes can significantly disrupt the stability of a community, intimidating individuals and families through fear. While existing law codifies various characteristics of an individual's identity, instances of bias-motivated violence are significantly underreported statewide. Without accurate, standardized data reporting processes, the full scope of hate-motivated violence remains incomplete. Therefore, this measure ensures consistent reporting requirements for hate crimes to protect all individuals in the State.

Your Committees note the comments raised in the testimony submitted by the Hawai'i Civil Rights Commission regarding their report submitted to the Legislature pursuant to S. C. R. No. 66, S.D., H.D. 1, (2021), titled "Addressing Racism in Hawai'i: Looking Back, During the COVID-19 Pandemic, and Moving Forward" which recommends, in part, that law enforcement agencies and the Attorney General should continue to migrate to police-level hate crime data reporting.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1149, S.D. 1, and recommend that it pass Third Reading.



Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,


DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* <i>SB 1149, SD1</i>	Committee Referral: <i>PSM, JDC/WAM</i>	Date: <i>2/27/25</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between;"> <div><input checked="" type="checkbox"/> Pass, unamended 2312</div> <div><input type="checkbox"/> Pass, with amendments 2311</div> <div><input type="checkbox"/> Hold 2310</div> <div><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
CHANG, Stanley	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton			✓	
TOTAL	<i>4</i>	<i>—</i>	<i>1</i>	<i>—</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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

The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:
SB1149 SD1	PSM, JDC/WAM	2-27-25

☐ The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:
☒ Pass, unamended 2312
 ☐ Pass, with amendments 2311
 ☐ Hold 2310
 ☐ Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
MORIWAKI, Sharon Y. (VC)	X			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
ELEFANTE, Brandon J.C.	X			
HASHIMOTO, Troy N.	X			
INOUE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
WAKAI, Glenn	X			
FEVELLA, Kurt		X		
TOTAL	12	1	0	0

Recommendation:
 ☒ Adopted
 ☐ Not Adopted

Chair's or Designee's Signature:

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