
A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE 1, SECTION 5, OF THE HAWAII
CONSTITUTION RELATING TO DUE PROCESS AND EQUAL PROTECTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. Article 1, section 5, of the Constitution of
the State of Hawaii is amended to read as follows:

"DUE PROCESS AND EQUAL PROTECTION

Section 5. No person shall be deprived of life, liberty or
property without due process of law, nor be denied the equal
protection of the laws, nor be denied the enjoyment of the
person's civil rights or be discriminated against in the
exercise thereof because of race, ethnicity, age, disability,
religion, [~~sex or~~] national ancestry[-], sex, sexual
orientation, gender identity or pregnancy and pregnancy
outcomes."

SECTION 2. The question to be printed on the ballot shall
be as follows:

"Shall the state constitution be amended to clarify
that no person shall be deprived of life, liberty or
property without due process of law, nor be denied the



1 equal protection of the laws, nor be denied the enjoyment
2 of the person's civil rights or be discriminated against in
3 the exercise thereof because of race, ethnicity, age,
4 disability, religion, national ancestry, sex, sexual
5 orientation, gender identity, or pregnancy and pregnancy
6 outcomes?"

7 SECTION 3. Constitutional material to be repealed is
8 bracketed and stricken. New constitutional material is
9 underscored.

10 SECTION 4. This amendment shall take effect upon
11 compliance with article XVII, section 3, of the Constitution of
12 the State of Hawaii.

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Report Title:

Constitutional Amendment; Due Process; Equal Protection;
Discrimination

Description:

Proposes a constitutional amendment to prohibit discrimination against a person because of ethnicity, age, disability, religion, national ancestry, sex, sexual orientation, gender identity, or pregnancy and pregnancy outcomes. (SD1)

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