
HOUSE CONCURRENT RESOLUTION

REQUESTING THE UNITED STATES CONGRESS TO PASS LEGISLATION TO AMEND THE CIVIL RIGHTS ACT OF 1964 TO PROHIBIT DISCRIMINATION ON THE BASIS OF SEX, SEXUAL ORIENTATION, AND GENDER IDENTITY IN EMPLOYMENT, HOUSING, PUBLIC ACCOMMODATIONS, EDUCATION, FEDERALLY FUNDED PROGRAMS, CREDIT, AND JURY SERVICE.

1 WHEREAS, sexual and gender minorities have been
2 criminalized, marginalized, and subject to discrimination over
3 the course of United States history; and

5 WHEREAS, prior to Western contact, Native Hawaiian society
6 accepted same-sex relationships and gender fluidity and
7 recognized māhū as a distinct third gender; and

9 WHEREAS, Hawaii law currently provides protection to
10 individuals on the basis of sexual orientation, gender identity,
11 and gender expression in the context of housing, public
12 accommodations, and employment; and

14 WHEREAS, these protections were enacted over time, with the
15 most recent law (Act 40, Session Laws of Hawaii 2022)
16 prohibiting juror exclusion on the basis of gender identity or
17 expression; and

19 WHEREAS, many sexual and gender minorities across the
20 United States are not protected under the laws of the states in
21 which they reside; and

23 WHEREAS, federal law still does not prohibit discrimination
24 against sexual and gender minorities in a variety of contexts,
25 including public accommodations and facilities, education,
26 federally funded programs, employment, housing, credit, and jury
27 service; and



H.C.R. NO. 5

1
2 WHEREAS, prior versions of the federal Equality Act have
3 been introduced since 1974, with the United States House of
4 Representatives passing H.R. 5 in 2019 and 2021; and

5
6 WHEREAS, the current United States House of
7 Representatives' version of the federal Equality Act, H.R. 15,
8 is sponsored by Representative Mark Takano of California and co-
9 sponsored by two hundred fifteen members, including
10 Representatives Ed Case and Jill Tokuda of Hawaii; and

11
12 WHEREAS, the current United States Senate version of the
13 federal Equality Act, S. 1503, is sponsored by Senators Jeff
14 Merkeley of Oregon, Tammy Baldwin of Wisconsin, and Cory Booker
15 of New Jersey and co-sponsored by forty-six members, including
16 Senators Mazie Hirono and Brian Schatz of Hawaii; and

17
18 WHEREAS, according to the Human Rights Campaign, over six
19 hundred organizations have publicly endorsed the federal
20 Equality Act; now, therefore,

21
22 BE IT RESOLVED by the House of Representatives of the
23 Thirty-third Legislature of the State of Hawaii, Regular Session
24 of 2026, the Senate concurring, that this body hereby requests
25 the United States Congress to pass legislation to amend the
26 Civil Rights Act of 1964 to prohibit discrimination on the basis
27 of sex, sexual orientation, and gender identity in employment,
28 housing, public accommodations, education, federally funded
29 programs, credit, and jury service; and

30
31 BE IT FURTHER RESOLVED that this body respectfully requests
32 that the full and complete text of this Concurrent Resolution be
33 printed in the Congressional Record; and

34
35 BE IT FURTHER RESOLVED that certified copies of this
36 Concurrent Resolution be transmitted to President of the United
37 States, Vice President of the United States, President Pro
38 Tempore of the United States Senate, Speaker of the United
39 States House of Representatives, Majority Leaders and Minority
40 Leaders of the United States Senate and United States House of
41 Representatives, and members of Hawaii's Congressional
42 delegation.



H.C.R. NO. 5

1
2
3

OFFERED BY:



JAN 23 2026

