

STAND. COM. REP. NO. **3785**

Honolulu, Hawaii

APR 10 2026

RE: H.B. No. 1782
H.D. 3
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2026
State of Hawaii

Sir:

Your Committees on Commerce and Consumer Protection and
Judiciary, to which was referred H.B. No. 1782, H.D. 3, S.D. 1,
entitled:

"A BILL FOR AN ACT RELATING TO ARTIFICIAL INTELLIGENCE FOR
THE PROTECTION OF MINORS,"

beg leave to report as follows:

The purpose and intent of this measure is to establish
safeguards, protections, oversight, and penalties for interactions
between minors and artificial intelligence companion systems or
conversational artificial intelligence services.

Your Committees received testimony in support of this measure
from the Department of Education, State Health Planning and
Development Agency, Office of Wellness and Resilience, Catholic
Charities Hawai'i, HawaiiKidsCAN, Imua Alliance, Young People's
Alliance, Public Citizen, Common Sense Media, Hawai'i State
Teachers Association, Transparency Coalition, and thirteen
individuals.

Your Committees received testimony in opposition to this
measure from the Computer and Communications Industry Association,
NetChoice, and three individuals.



Your Committees received comments on this measure from the Department of the Attorney General, Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Retail Merchants of Hawaii, Children and Screens: Institute of Digital Media and Child Development, and TechNet.

Your Committees find that artificial intelligence technologies may be shaping the emotional and cognitive development of minors in the State in ways that are not yet well understood. Your Committees further find that the State has an imperative to establish suitable protections for minors who use artificial intelligence technologies as they become increasingly accessible through consumer platforms, applications, and online services. This measure would proactively address the potential harms to minors of artificial intelligence by strengthening accountability, clarifying legal standards, and establishing modern protections for users.

Your Committees note the concerns raised in testimony that there may be provisions in this measure in its current form that create uncertainty regarding enforcement, compliance, and constitutional risk. Your Committees note that the Department of the Attorney General and interested stakeholders have had the opportunity to discuss potential amendments to this measure to address these concerns. Therefore, this measure needs to be amended to incorporate this consensus language.

Accordingly, your Committees have amended this measure by:

- (1) Amending the definition of "AI companion system" to clarify that it means a conversational AI service that is designed to simulate ongoing, personalized interpersonal interaction; retains or references prior interactions to create continuity of relationship; and is marketed or intended to be used for social, emotional, or simulated human companionship purposes;
- (2) Inserting a definition of "material risk of harm to minors" and deleting definitions of "emotional interdependency" and "relational attachment";
- (3) Replacing language that would have required a provider to institute reasonable measures to prevent



conversational AI services and AI companion systems from generating or deploying certain content with language that prohibits a provider from knowingly allowing a conversational AI service or AI companion system to generate or deploy certain content;

- (4) Deleting language that would have required a provider to institute reasonable measures to prevent conversational AI services and AI companion systems from generating or deploying:
 - (A) Manipulative techniques intended to foster emotional dependency; and
 - (B) Manipulative engagement techniques designed to foster prolonged interaction or emotional dependency by minors, including techniques that create artificial rewards, simulated exclusivity, or pressure to continue interacting with the service or system;
- (5) Inserting language to clarify that a provider shall not knowingly allow a conversational AI service or AI companion system to generate or deploy:
 - (A) Representations that would lead a reasonable user to believe that the conversational AI service or AI companion system has independent emotions, consciousness, or emotional attachment to the user; and
 - (B) Personalized outputs to discourage disengagement with the conversational AI service or AI companion system after the user expresses intent to stop;
- (6) Replacing language that would have required a provider to adopt and maintain a protocol for responding to user prompts that indicate suicidal ideation or risk of serious self-harm with language that requires a provider to institute reasonable measures to direct a user to appropriate crisis intervention or support resources when the user's prompts indicate suicidal ideation or risk of self-harm;



- (7) Inserting language that requires a provider to adopt and maintain, review and update, and clearly and conspicuously publish on the provider's website a minor protection plan containing certain measures to respond to material risk of harm to minors;
- (8) Inserting language that requires a provider to submit to the Office of Consumer Protection certain summaries of assessments of material risks to minors conducted pursuant to the provider's minor protection plan before deploying a new or substantially modified conversational AI service or AI companion system;
- (9) Deleting language that would have required age assurance measures to be reasonable and proportionate;
- (10) Deleting language that would have allowed a person injured as a result of a violation of the provisions proposed by this measure to bring a civil action to recover actual damages, injunctive relief, and reasonable attorneys' fees;
- (11) Inserting language to clarify that no person, including a consumer, shall bring a private action to enforce the provisions proposed by this measure or support a private action under any other law;
- (12) Inserting language to clarify that the duties, remedies, and obligations imposed by the provisions proposed by this measure are cumulative to the duties, remedies, or obligations imposed under other law and shall not be construed to relieve a provider from any duties, remedies, or obligations imposed under any other law; and
- (13) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1782, H.D. 3, S.D. 1, as



amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 1782, H.D. 3, S.D. 2.

Respectfully submitted on behalf of the members of the Committees on Commerce and Consumer Protection and Judiciary,



KARL RHOADS, Chair

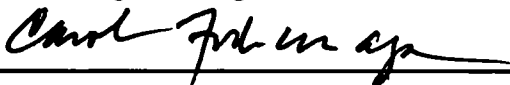


JARRETT KEOHOKALOLE, Chair



The Senate
 Thirty-Third Legislature
 State of Hawai'i


Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:
HB 1782 HD3, SD1	LBT/HHS, CPN/JDC	04/07/2026
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is:		
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310
<input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
Nay	Excused	
KEOHOKALOLE, Jarrett (C)	✓	
FUKUNAGA, Carol (VC)	✓	
LAMOSAO, Rachele	✓	
MCKELVEY, Angus L.K.	✓	
AWA, Brenton		✓
TOTAL	4	1
Recommendation:		
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
Distribution:		
Original File with Committee Report	Yellow Committee	Pink Drafting Agency

*Only one measure per Record of Votes

The Senate
 Thirty-Third Legislature
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Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1782 HD3 SD1	LBT/HHS, CPN/JDC	4/7/26		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
CHANG, Stanley	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton				✓
TOTAL	4	—	—	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink File with Committee Report Committee Drafting Agency				

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