

STAND. COM. REP. NO. 2968

Honolulu, Hawaii

**MAR 06 2026**

RE: S.B. No. 2438  
S.D. 1

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

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2438, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CIVIL INTERFERENCE WITH  
CONSTITUTIONAL AND STATUTORY RIGHTS,"

begs leave to report as follows:

The purpose and intent of this measure is to provide additional protections for constitutional and statutory rights.

Specifically, the measure establishes a statutory process by which any person who intentionally or knowingly interferes, or attempts to interfere, with any constitutional or statutory right by threats, intimidation, or coercion may be held liable in a civil action brought by the aggrieved person, the Attorney General, or the Corporation Counsel or County Attorney of any county.

Your Committee received written comments in support of this measure from the Hawaii State Commission on the Status of Women; Fujiwara and Rosenbaum, LLC; The Legal Clinic; ACLU of Hawaii; Hawaii State Democratic Women's Caucus; American Association of University Women of Hawaii; Hawaii Civil Rights Commission; and ten individuals.

Your Committee finds that rights guaranteed under the State's constitution and statutes are meaningful only if they are



enforceable. Your Committee believes that the civil causes of action established by this measure will help deter interference with those rights, provide effective civil remedies for any interference, and help promote accountability.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2438, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
\_\_\_\_\_  
DONOVAN M. DELA CRUZ, Chair



The Senate  
 Thirty-Third Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* SB 2438, SDI	Committee Referral: JDC, WAM	Date: 03/05/2026		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
MORIWAKI, Sharon Y. (VC)	X			
DECOITE, Lynn	X			
ELEFANTE, Brandon J.C.	X			
HASHIMOTO, Troy N.	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
RICHARDS, III, Herbert M. "Tim"	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	13	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink File with Committee Report     Committee     Drafting Agency				

\*Only one measure per Record of Votes