

STAND. COM. REP. NO.

217

Honolulu, Hawaii

FEB 15 2011

RE: S.B. No. 217
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred S.B. No. 217 entitled:

"A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS,"

begs leave to report as follows:

The purpose of this measure is to eliminate the statute of limitations for civil actions brought by persons subjected to sexual offenses as a minor and to revive, for one year, certain actions for which the statute of limitations had previously lapsed. The intent of this measure is to give certain victims of sexual abuse additional time to seek civil compensation.

Your Committee received testimony in support of this measure from The Sex Abuse Treatment Center and four individuals. Your Committee received testimony in opposition to this measure from the Hawaii Catholic Conference. Your Committee received comments on this measure from the Benjamin N. Cardozo School of Law, Yeshiva University.

Your Committee finds that victims of sexual abuse, particularly minors, often need time to deal with the trauma of the abuse and frequently by the time a victim has dealt with the effects of the abuse, the statute of limitations to file a civil complaint against the perpetrator has tolled. Your Committee further finds that this measure will further enable victims who were subjected to sexual offenses as a minor to hold perpetrators of sexual offenses civilly accountable for their acts.



Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 217, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 217, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Human Services,

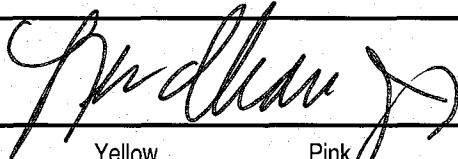
Suzanne Chun Oakland

SUZANNE CHUN OAKLAND, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Human Services
HMS

Bill / Resolution No.:* SB 217	Committee Referral: HMS, JDL	Date: 2-8-11		
<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
CHUN OAKLAND, Suzanne (C)	✓			
IHARA, Jr., Les (VC)	✓			
GREEN, M.D., Josh	✓			
SLOM, Sam	✓			
TOTAL	4	0	0	0
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