STAND. COM. REP. NO. **983** 

Honolulu, Hawaii

March 20 , 2015

RE: S.B. No. 387

S.D. 2 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2015 State of Hawaii

Sir:

Your Committee on Higher Education, to which was referred S.B. No. 387, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO AFFIRMATIVE CONSENT,"

begs leave to report as follows:

The purpose of this measure is to require the University of Hawaii and Board of Regents to jointly adopt and implement a policy concerning incidents of sexual assault, domestic violence, dating violence, and stalking that applies an affirmative consent standard.

The Hawaii State Commission on the Status of Women, Hawaii State Democratic Women's Caucus, Americans for Democratic Action, Hawaii Women's Coalition, The Sex Abuse Treatment Center, YWCA of Oahu, IMUAlliance, and three concerned individuals supported the measure. The University of Hawaii and University of Hawaii Commission on the Status of Women testified in opposition.

Your Committee has amended this measure by deleting its substance and inserting provisions establishing an Affirmative Consent Task Force to review and make recommendations on the University of Hawaii's executive policy on domestic violence, dating violence, sexual assault, and stalking.

In addition, the effective date has been changed to take effect upon its approval.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 387, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 387, S.D. 2, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committee on Higher Education,

ISAAC W. CHOY. Chair

## State of Hawaii House of Representatives The Twenty-eighth Legislature



## Record of Votes of the Committee on Higher Education

SB 387 SD2 HED, JUD, FIN 3/17/15				
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)				
HED Members	Ayes	Ayes (WR)	Nays	Excused
1. CHOY, Isaac W. (C)	1			
2. ICHIYAMA, Linda (VC)				•
3. AQUINO, Henry J.C.	•			V
4. ING, Kaniela	1			
5. ITO, Ken	/			
6. KONG, Sam Satoru	\			•
7. LOPRESTI, Matthew S.	\			
8. OHNO, Takashi	V			<u>-</u> : .
9. SAY, Calvin K.Y.				~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~
10. TAKUMI, Roy M.	/			
11. TSUJI, Clift	V			
12. MATSUMOTO, Lauren Kealohilani				~
13. TUPOLA, Andria P.L.	•			
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TOTAL (13)	9	80	Ø	4
The recommendation is:  Adopted  If joint referral,  committee acronym(s)  One Adopted  did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				