

STAND. COM. REP. NO.

1043

Honolulu, Hawaii

MAR 25 2015

RE: H.B. No. 631

H.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Health, to which was referred H.B. No. 631,
H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CERTIFICATES OF BIRTH,"

begs leave to report as follows:

The purpose and intent of this measure is to establish the documentation required when requesting the Department of Health to issue a new birth certificate with a sex designation change.

Your Committee received testimony in support of this measure from the Hawaii State Commission on the Status of Women, American Civil Liberties Union of Hawaii, GLBT Caucus of the Democratic Party of Hawaii, Human Rights Campaign, Equality Hawai'i, Community Alliance on Prisons, Hawai'i Civil Rights Commission, Democratic Party of Hawaii, Hawai'i State Democratic Women's Caucus, and fourteen individuals. Your Committee received testimony in opposition to this measure from the Hawaii Family Forum, Hawaii Catholic Conference, and ten individuals. Your Committee received comments on this measure from the Department of Health, Department of the Attorney General, and Alliance Defending Freedom.

Your Committee finds that the majority of transgender individuals do not choose to undergo sex reassignment surgeries for various reasons, including prohibitive costs and other medical and personal reasons. Thus, the current statutory reference to a sex change operation is outdated. This measure would make it easier for transgender individuals to request a new birth certificate, allowing them to more readily amend their legal

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documents, including driver's license and other forms of identification.

Your Committee notes the importance of requiring the least burdensome process for judicial determination for a change in sex designation as it relates to this measure and requests that your Committee on Judiciary and Labor further examine this issue if it chooses to hear this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 631, H.D. 2, and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Health,



JOSH GREEN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 631 HD2	HTH, JDL	3/18/15		
<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
GREEN, Josh (C)	X			
WAKAI, Glenn (VC)				X
BAKER, Rosalyn H.	X			
GABBARD, Mike			X	
RIVIERE, Gil		X		
RUDERMAN, Russell E.	X			
SLOM, Sam			X	
TOTAL	3	1	2	1
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