

STAND. COM. REP. NO.

1281

Honolulu, Hawaii

MAR 20 2019

RE: H.B. No. 18
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 18, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHILDHOOD SEXUAL ABUSE,"

begs leave to report as follows:

The purpose and intent of this measure is to repeal statutory limitations on the time periods in which a survivor of childhood sexual abuse may file a civil action.

Your Committee received testimony in support of this measure from the Hawai'i State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, The Sex Abuse Treatment Center, Parents and Children Together, American Association of University Women of Hawaii, LGBT Caucus of the Democratic Party of Hawaii, Rainbow Family 808, Honolulu County Republican Party, and ten individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that survivors of childhood sexual abuse often do not divulge the truth about their experiences until they reach adulthood due to feelings of fear, disbelief, anger, helplessness, anxiety, and embarrassment. Your Committee further finds that although these feelings are not the survivor's fault, they can prevent survivors from considering legal action against their abusers until the statute of limitations for such claims has



expired. Your Committee additionally finds that the direct consequences of childhood abuse should not block survivors of childhood sexual abuse from seeking civil redress in the courts.

Your Committee has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 18, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 18, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

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

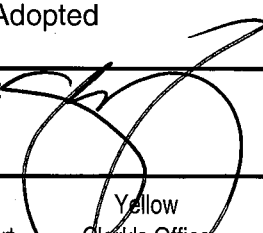


KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 18 HD1	JDC, WAM	3/12/19		
<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)	✓			
WAKAI, Glenn (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
TOTAL	4	0	0	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 Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes