

STAND. COM. REP. NO.

749

Honolulu, Hawaii

March 6, 2015

RE: H.B. No. 683
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 Judiciary, to which was referred H.B. No. 683 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Authorize the Executive Director of the Hawaii Civil Rights Commission (Executive Director) to dismiss a discrimination complaint and issue a notice to the complainant of the right to sue, after a determination of reasonable cause of discrimination is made and conciliation fails; and
- (2) Provide that the Executive Director's determination that a complaint is to be dismissed and a notice of right to sue issued is not subject to reconsideration by the Hawaii Civil Rights Commission or judicial review.

The Department of Labor and Industrial Relations supported this measure. The Hawaii Civil Rights Commission supported this measure with a suggested amendment. An individual commented on this measure.

HB683 HD1 HSCR JUD HMS 2015-2426



Your Committee has amended this measure by:

- (1) Complying with the federal Fair Housing Act by enabling the Executive Director to demand that a respondent cease an unlawful discriminatory practice where the Executive Director has determined that there is reasonable cause to believe that an unlawful discrimination practice has occurred and conciliation efforts have failed to resolve the complaint, with respect to complaints alleging violations of both Chapter 515, Hawaii Revised Statutes, and the federal Fair Housing Act; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 683, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 683, H.D. 1.

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



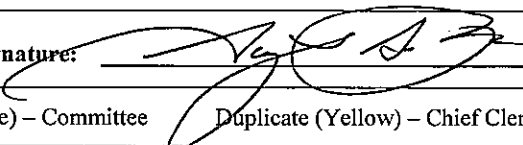
KARL RHOADS, Chair



State of Hawaii
House of Representatives
The Twenty-eighth Legislature

HSCR 749

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 683	Committee Referral: LAB, JUD	Date: 3/3/15		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	X			
2. SAN BUENAVENTURA, Joy A. (VC)	X			
3. BELATTI, Della Au				X
4. BROWER, Tom	X			
5. CREAGAN, Richard P.	X			
6. HASHEM, Mark J.				X
7. KAWAKAMI, Derek S.K.	X			
8. LEE, Chris	X			
9. MORIKAWA, Dee	X			
10. NAKASHIMA, Mark M.				X
11. TAKAYAMA, Gregg	X			
12. WOODSON, Justin H.	X			
13. MCDERMOTT, Bob	X			
14. THIELEN, Cynthia	X			
TOTAL (14)	11	0	0	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. <div style="text-align: center;">committee acronym(s)</div>				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				