HAWAII'S EQUALITY PROFILE

Quick Facts About Hawaii

<table>
<thead>
<tr>
<th>Category</th>
<th>Total State Population</th>
<th>Total Adult Population</th>
<th>Total LGBTQ Adult Population</th>
<th>% of Adults (18+) Who are LGBTQ</th>
<th>% of LGBTQ Adults (25+) Raising Children</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total State Population:</td>
<td>1,420,491</td>
<td>1,117,077</td>
<td>52,000</td>
<td>4.6%</td>
<td>30%</td>
</tr>
<tr>
<td>Census 2018</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Hawaii's LGBTQ Policy Tally

- **Sexual Orientation Policy Tally:** 13.5/18.5 MEDIUM
- **Gender Identity Policy Tally:** 16.25/20 HIGH
- **Overall Tally:** 29.75/38.5 HIGH

MAP’s “LGBTQ Policy Tally” examines each state’s LGBTQ policy climate, as measured by over 35 pro- or anti-LGBTQ laws and policies. These laws are grouped into seven major categories: relationship and parental recognition; non-discrimination; religious exemptions; LGBTQ youth; healthcare; criminal justice; and the ability for transgender people to correct name and gender markers on identity documents. See the state’s full profile for more detailed information.

Scores as of 05/06/2020. For full state profile, visit: https://www.lgbtmap.org/equality_maps/profile_state/HI

As a result of the 2015 U.S. Supreme Court decision in Obergefell, same-sex couples can marry nationwide and states must extend all the rights and benefits of marriage to same-sex couples. As a result, the following benefits are available to all married same-sex couples on the same basis they are available to married different-sex couples:

- **Marriage for Same-Sex Couples**
- **Medical Decision-Making Authority for Married Same-Sex Couples**
- **Stepparent Adoption for Married Same-Sex Couples**
- **Joint Adoption for Married Same-Sex Couples**

### Relationship and Parental Recognition

<table>
<thead>
<tr>
<th>Issue</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Law Exists?</td>
<td>Tally</td>
</tr>
<tr>
<td><strong>Marriage for Same-Sex Couples</strong></td>
<td>✓</td>
<td>1/1</td>
</tr>
<tr>
<td><strong>Medical Decision-Making Authority for Married Same-Sex Couples</strong></td>
<td>✓</td>
<td></td>
</tr>
<tr>
<td><strong>Stepparent Adoption for Married Same-Sex Couples</strong></td>
<td>✓</td>
<td></td>
</tr>
<tr>
<td><strong>Joint Adoption for Married Same-Sex Couples</strong></td>
<td>✓</td>
<td></td>
</tr>
<tr>
<td><strong>Second-Parent Adoption for Unmarried Couples</strong></td>
<td>×</td>
<td>0/1</td>
</tr>
</tbody>
</table>

### Family Services Nondiscrimination Laws

<table>
<thead>
<tr>
<th>Issue</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Adoption Nondiscrimination Protections for LGBTQ Parents</strong></td>
<td>✓</td>
<td>0.5/0.5</td>
</tr>
<tr>
<td><strong>Foster Care Nondiscrimination Protections for LGBTQ Parents</strong></td>
<td>✓</td>
<td>0.5/0.5</td>
</tr>
</tbody>
</table>

### Recognition for Parents Using Assisted Reproduction

<table>
<thead>
<tr>
<th>Issue</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Recognition for Parents Using Assisted Reproduction</strong></td>
<td>✓</td>
<td>0.5/1</td>
</tr>
</tbody>
</table>

### Recognition of De Facto Parents

<table>
<thead>
<tr>
<th>Issue</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Recognition of De Facto Parents</strong></td>
<td>×</td>
<td>0/1</td>
</tr>
</tbody>
</table>

### Family Leave Laws

<table>
<thead>
<tr>
<th>Issue</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>LGBTQ-Inclusive Definitions of Spouse/Partner</strong></td>
<td>✓</td>
<td>0.25/0.5</td>
</tr>
<tr>
<td><strong>LGBTQ-Inclusive Definitions of Children/Parents</strong></td>
<td>✓</td>
<td>0.25/0.5</td>
</tr>
</tbody>
</table>

### Subtotal

<table>
<thead>
<tr>
<th>Relationship and Parental Recognition</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>3/6</td>
<td>1/1</td>
</tr>
</tbody>
</table>

Scores as of 05/06/2020
### Nondiscrimination Laws

<table>
<thead>
<tr>
<th>Nondiscrimination Laws</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Law Exists?</td>
<td>Tally</td>
</tr>
<tr>
<td>Employment Nondiscrimination Laws*</td>
<td>✓</td>
<td>1/1</td>
</tr>
<tr>
<td>Housing Nondiscrimination Laws*</td>
<td>✓</td>
<td>1/1</td>
</tr>
<tr>
<td>Public Accommodations Nondiscrimination Laws*</td>
<td>✓</td>
<td>1/1</td>
</tr>
<tr>
<td>Credit and Lending Nondiscrimination Laws</td>
<td>✗</td>
<td>0/1</td>
</tr>
<tr>
<td>Nondiscrimination Policies for State Employees</td>
<td>✓</td>
<td>0.5/0.5</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> State Bans Cities and Counties from Passing Nondiscrimination Laws</td>
<td>No Negative Law</td>
<td>0/-1</td>
</tr>
<tr>
<td><strong>Subtotal</strong></td>
<td>3.5/4.5</td>
<td></td>
</tr>
<tr>
<td><strong>Nondiscrimination Total</strong></td>
<td>7/9</td>
<td></td>
</tr>
</tbody>
</table>

*If state lacks statewide law, tally looks at local Nondiscrimination ordinances in employment, housing, and public accommodations and provides partial points based on percent of LGBTQ population covered by local laws.

### Religious Exemption Laws

<table>
<thead>
<tr>
<th>Religious Exemption Laws</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Law Exists?</td>
<td>Tally</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> Broad &quot;RFRA&quot; or Religious Exemption Law</td>
<td>No Negative Law</td>
<td>0/-0.5</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> Targeted Religious Exemption for Child Welfare Services</td>
<td>No Negative Law</td>
<td>0/-1</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> Targeted Religious Exemption for Medical Professionals</td>
<td>No Negative Law</td>
<td>0/-1</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> Targeted Wedding Services</td>
<td>No Negative Law</td>
<td>0/-0.5</td>
</tr>
<tr>
<td>Private Wedding Services</td>
<td>No Negative Law</td>
<td>0/-0.5</td>
</tr>
<tr>
<td>State and Local Officials Providing Marriage Licenses</td>
<td>No Negative Law</td>
<td>0/-0.5</td>
</tr>
<tr>
<td><strong>Subtotal</strong></td>
<td>0/-3.5</td>
<td></td>
</tr>
<tr>
<td><strong>Religious Exemption Laws Total</strong></td>
<td>0/-6</td>
<td></td>
</tr>
</tbody>
</table>

Scores as of 05/06/2020
### LGBTQ Youth Laws and Policies

<table>
<thead>
<tr>
<th>Law</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nondiscrimination Laws and Policies Covering LGBTQ Students</td>
<td>☑️ 1/1</td>
<td>☑️ 1/1</td>
</tr>
<tr>
<td>Anti-Bullying Laws and Policies Covering LGBTQ Students</td>
<td>☑️ 0.5/1</td>
<td>☑️ 0.5/1</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> &quot;Don't Say Gay&quot; Law Barring or Explicitly Restricting Educators From Discussing LGBTQ People or Issues in Schools</td>
<td>No Negative Law</td>
<td>No Negative Law</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> Laws Banning Local Schools and Districts from Passing LGBTQ Nondiscrimination and/or Anti-Bullying Policies</td>
<td>No Negative Law</td>
<td>No Negative Law</td>
</tr>
<tr>
<td><strong>Negative Law:</strong> State Law Prevents Transgender Students from Participating in Sports Consistent With Their Gender Identity</td>
<td>— —</td>
<td>No Negative Law 0/1</td>
</tr>
<tr>
<td>Conversion Therapy Ban Covering LGBTQ Youth</td>
<td>☑️ 1/1</td>
<td>☑️ 1/1</td>
</tr>
<tr>
<td>Protections for LGBTQ Youth in the Child Welfare System</td>
<td>☑️ 0.5/1</td>
<td>☑️ 0.5/1</td>
</tr>
<tr>
<td><strong>Subtotal</strong></td>
<td>3/4</td>
<td>3/4</td>
</tr>
</tbody>
</table>

**LGBTQ Youth Laws Total**

6/8

### Healthcare Laws and Policies

<table>
<thead>
<tr>
<th>Law</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Private Health Insurance Nondiscrimination Laws</td>
<td>☑️ 1/1</td>
<td>☑️ 1/1</td>
</tr>
<tr>
<td>Health Insurance Providers Banned from Excluding Coverage for Transgender-Specific Care</td>
<td>— —</td>
<td>☑️ 1/1</td>
</tr>
<tr>
<td>State Medicaid Policy Related to Coverage for Transgender People</td>
<td>— —</td>
<td>☑️ 1/1</td>
</tr>
<tr>
<td>Transgender Inclusive Health Benefits for State Employees</td>
<td>— —</td>
<td>☑️ 0.5/0.5</td>
</tr>
<tr>
<td>Data Collection</td>
<td></td>
<td></td>
</tr>
<tr>
<td>LGBTQ Adults</td>
<td>☑️ 0.5/0.5</td>
<td>☑️ 0.5/0.5</td>
</tr>
<tr>
<td>LGBTQ Youth</td>
<td>☑️ 0.5/0.5</td>
<td>☑️ 0.5/0.5</td>
</tr>
<tr>
<td><strong>Subtotal</strong></td>
<td>2/2</td>
<td>4.5/4.5</td>
</tr>
</tbody>
</table>

**Healthcare Total**

6.5/6.5

Scores as of 05/06/2020
### Criminal Justice Laws and Policies

<table>
<thead>
<tr>
<th>Policy</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
<th>Tally</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hate Crime Law Covering LGBTQ People</td>
<td>✅ 1/1</td>
<td>✅ 1/1</td>
<td></td>
</tr>
<tr>
<td>Ban on Panic Defense</td>
<td>✅ 1/1</td>
<td>✅ 1/1</td>
<td></td>
</tr>
<tr>
<td><strong>Negative Law:</strong> State Criminalizes Exposure to and/or Transmission of HIV</td>
<td>No Negative Law</td>
<td>No Negative Law</td>
<td>0/-1</td>
</tr>
</tbody>
</table>

**Subtotal** 2/2 2/2

**Criminal Justice Total** 4/4

### Ability for Transgender People to Correct Name and Gender Marker on Identity Documents

<table>
<thead>
<tr>
<th>Policy</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
<th>Tally</th>
</tr>
</thead>
<tbody>
<tr>
<td>Changing Gender Marker on Driver’s Licenses</td>
<td>—</td>
<td>✅ 0.75/1</td>
<td></td>
</tr>
<tr>
<td>Changing Gender Marker on Birth Certificates</td>
<td>—</td>
<td>✅ 1/1</td>
<td></td>
</tr>
<tr>
<td><strong>Gender Neutral Options</strong></td>
<td>—</td>
<td>—</td>
<td></td>
</tr>
<tr>
<td>“X” Option on Driver’s Licenses</td>
<td>—</td>
<td>✅ 0.5/0.5</td>
<td></td>
</tr>
<tr>
<td>“X” Option on Birth Certificates</td>
<td>—</td>
<td>✖️ 0/0.5</td>
<td></td>
</tr>
<tr>
<td>Name Change Process</td>
<td>—</td>
<td>✖️ 0/1</td>
<td></td>
</tr>
</tbody>
</table>

**Subtotal** — 2.25/4

**Identity Documents Total** 2.25/4

### Grand Totals

<table>
<thead>
<tr>
<th>Policy</th>
<th>Sexual Orientation</th>
<th>Gender Identity</th>
<th>Overall Tally</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Totals</strong></td>
<td>13.5/18.5</td>
<td>16.25/20</td>
<td>29.75/38.5</td>
</tr>
<tr>
<td><strong>Ratings</strong></td>
<td>MEDIUM</td>
<td>HIGH</td>
<td>HIGH</td>
</tr>
</tbody>
</table>
Local Nondiscrimination Ordinances

**SEXUAL ORIENTATION**

100% of population fully protected

% of population only partially protected

Legend:
- Brown: State Protections
- Green: County Protections
- Yellow: City Protections
- Light Yellow: No Protections
- Orange: NDOs Banned

County map only shows areas with full protections for sexual orientation (i.e., discrimination prohibited in private employment, housing, and public accommodations)

**GENDER IDENTITY**

100% of population fully protected

% of population only partially protected

Legend:
- Brown: State Protections
- Green: County Protections
- Yellow: City Protections
- Light Yellow: No Protections
- Orange: NDOs Banned

County map only shows areas with full protections for gender identity (i.e., discrimination prohibited in private employment, housing, and public accommodations)

**NOTE:** Only jurisdictions with ordinances that prohibit discrimination in private employment are listed. Other localities may have executive orders that apply to government employees and these are not listed. The level of enforcement of these ordinances may vary by jurisdiction. This information is constantly changing, and we welcome suggestions for additions or changes. For questions regarding ordinances or any other aspect of the state profile, please contact MAP at info@lgbtmap.org.

This data was collected in collaboration with the Equality Federation and Equality Hawaii and is maintained by MAP.
Local Conversion Therapy Ordinances

CONVERSION THERAPY BANS

LEGEND

- State Protections
- County Protections
- City Protections
- No Protections
- NDOs Banned

100% of population protected as of 05/06/2020