

HOUSE TASKFORCE ON SEXUAL HARASSMENT

February 23, 1993 Hearing Room E  
12:30 p.m. Tape 3  
MEMBERS PRESENT: Rep. Bev Clarno, Chair  
Rep. Ted Calouri  
MEMBER EXCUSED: Rep. Avel Gordly  
Rep. Ray Baum  
STAFF PRESENT: Randy Hilderbrand, Administrator  
Ra`chel Cary, Assistant  
AGENDA ITEMS: Informational Meeting  
Invited Testimony

Rep. Kevin Mannix

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks rely on a speaker's exact words. For complete contents of the proceedings please refer to the tapes

TAPE 1, SIDE A

001 CHAIR CLARNO: Calls the meeting to order at 12:40 p.m.  
Introduction of Representative Kevin Mannix  
010 REP MANNIX: Will present summary of three house bills relating to sexual harassment.  
The first bill HB 2702 expands the crime of sexual abuse in the first degree.  
063 REP CALOURI: Are you expanding to include other positions of authority?  
074 REP MANNIX: We are expanding the concept to other positions of authority but we are dealing here with exclusively criminal sanctions.  
083 REP CALOURI: Is there any question about the meshing of what you are doing to any kind of federal practice or statute?  
085 REP MANNIX: We are limiting ourselves to the criminal law sector here.  
093 REP CALOURI: Why have you chosen to go into the criminal side?  
094 REP MANNIX: This bill focuses more on things outside of the employment relationship.  
102 REP CALOURI: Is there any reason it doesn't say "not limited to"?  
103 REP MANNIX: It says instead "or any other person".  
108 REP CALOURI: You did not list legislators in here.  
109 REP MANNIX: We could have. but we will deal with rules later.  
116 CHAIR CLARNO: We discussed the situation with lobbyists last time. Please proceed with the next bill.  
117 REP MANNIX: House bill 2703 creates a civil cause of action for sexual harassment.  
Discussed in detail.  
222 CHAIR CLARNO: Discussion of time constraints.  
228 REP CALOURI: Would it make any sense to have a third party in the case of an oral witness?  
233 REP MANNIX: You don't have to require it in the statute. but as a matter of proof you should have someone there as a witness.  
245 REP CALOURI: Humiliation and embarrassment. Can that happen by a person all by themselves or do they also have to be accompanied?  
249 REP MANNIX: It does not have to be witnessed. It would be up to the jury and would more focus on physical abuse than humiliation and embarrassment.

292 CHAIR CLARNO: Please proceed with your last bill.  
293 REP MANNIX: House Bill 2704. This bill turns back to the employment  
context and tries to  
employment. Discusses  
establish a positive state policy generally and not just in terms of  
specifically.  
345 CHAIR CLARNO: The meeting after next we will be viewing a video. Invites  
Rep Mannix.  
349 REP CALOURI: Without some guidance in the bill who would be the likely  
state agency to  
have that job?  
356 REP MANNIX: Probably the Bureau of Labor & Industries.  
388 CHAIR CLARNO: Shares worry over money being involved whenever new  
legislation is  
enacted that must be supervised.  
396 REP CALOURI: Is there anything said about training for supervisory  
people?  
403 REP MANNIX: It is assumed they would be trained along with other  
employees.  
445 CHAIR CLARNO: Is it up to the employer to develop the training?  
458 REP MANNIX: Right now there is nothing about that but something could be  
added. I am  
worried about a fiscal impact however.  
496 CHAIR CLARNO: Closes meeting and requests he return to discuss rules.

Transcribed by

Rachel Cary

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