



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
TWENTY-SEVENTH LEGISLATURE, 2013**

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**ON THE FOLLOWING MEASURE:**

S.B. NO. 69, S.D. 2, H.D. 1, RELATING TO FIREARMS.

**BEFORE THE:**

HOUSE COMMITTEE ON FINANCE

**DATE:** Thursday, March 28, 2013

**TIME:** 3:15 p.m.

**LOCATION:** State Capitol, Room 308

**TESTIFIER(S):** David M. Louie, Attorney General, or  
Debbie L. Tanakaya, Deputy Attorney General

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Chair Luke and Members of the Committee:

The Department of the Attorney General supports this bill.

The purpose of this bill is to close a loophole in our current laws in which a person bringing into Hawaii a firearm purchased outside of this State need not go through the background check process that a person in this State is required to go through prior to purchasing a firearm. Furthermore, this bill allocates funds to the county police departments in order to establish programs for gun safety education and training, extensive background checks for mental health concerns for certain individuals wishing to register a gun, or gun buy-backs.

Before a person can acquire a firearm in this State, one must go through a permit to acquire process, during which an extensive background check is done. The background check is a necessary step to ensure that the individual is not prohibited from possessing a firearm in this State. However, there is a loophole in our current statute that allows an individual to possess a registered firearm in this State, without going through the permit to acquire process, thus avoiding the all important background check. If a person arriving in the State brings or causes to be brought into the State a firearm, the person is required to register the firearm, but, no permit process or background check is required when the person registers the firearm. Therefore, individuals who might have been prohibited from acquiring a firearm in this State, can acquire a firearm outside of this State, where a permit process or extensive background check is not required, and then register the firearm with the State's county police departments without a background check.

This bill will require background checks of persons registering firearms who acquired their firearms without going through the state permit process. This will enable county police departments to determine if the person registering a firearm is prohibited from possessing a firearm in this State. This bill will also allow for the costs of the background check to be passed on to the registrant, similar to the passing on of costs to the individual going through the permit to acquire process.

The Department however, requests that the change to the wording made on page 3, line 12, of this bill requiring that the police departments “shall” waive the fingerprint and photograph requirement, if the person’s fingerprints are on file, be changed back to “may be waived”. The mandatory instead of discretionary waiver of fingerprints and photographs, if on file, would not allow the police departments to take new fingerprints and photographs if there is any doubt as to the identity of the registrant nor would it allow the police department to update a photograph that is old and needs updating. Although fingerprints may not change, identities can and often do change. Furthermore, changing the “shall be waived” back to “may be waived” would be consistent with our current laws governing fingerprint and photograph requirements on all persons who purchased their firearm in-state.

Accordingly, the Department of the Attorney General respectfully requests the passage of this bill with the requested amendment.

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

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MAYOR

LOUIS M. KEALOHA  
CHIEF

DAVE M. KAJIHIRO  
MARIE A. McCAULEY  
DEPUTY CHIEFS

OUR REFERENCE TN-DNK

March 28, 2013

The Honorable Sylvia Luke, Chair  
and Members  
Committee on Finance  
State House of Representatives  
Hawaii State Capitol  
415 South King Street  
Honolulu, Hawaii 96813

Dear Chair Luke and Members:


Subject: Senate Bill No. 69, S.D. 2, H.D. 1, Relating to Firearms

I am Thomas Nitta, Major of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.


The HPD supports the amendments to Senate Bill No. 69, S.D. 2, H.D. 1, Relating to Firearms. The amendments to Section 134-3 of the Hawaii Revised Statutes require that every person registering firearms be fingerprinted and photographed. In addition, it also allows for the assessment of a fee, which is charged by the Federal Bureau of Investigation for the registration of a comprehensive background check.

Thank you for the opportunity to testify.

Sincerely,

  
THOMAS NITTA, Major  
Records and Identification Division

APPROVED:

  
LOUIS M. KEALOHA  
Chief of Police

**TESTIMONY OF THE HAWAII POLICE DEPARTMENT**

**SENATE BILL 69, SD2, HD1**

**RELATING TO FIREARMS**

BEFORE THE COMMITTEE ON FINANCE

DATE : Thursday, March 28, 2013

TIME : 3:15 A.M.

PLACE : Conference Room 308  
State Capitol  
415 South Beretania Street

PERSON TESTIFYING:

Police Chief Harry S. Kubojiri  
Hawai'i Police Department  
County of Hawai'i

(Written Testimony Only)



William P. Kenoi  
Mayor



Harry S. Kubojiri  
Police Chief

Paul K. Ferreira  
Deputy Police Chief

## County of Hawai'i

POLICE DEPARTMENT  
349 Kapiolani Street • Hilo, Hawai'i 96720-3998  
(808) 935-3311 • Fax (808) 961-8865

March 27, 2013

Representative Sylvia Luke  
Chairperson and Committee Members  
Committee on Health  
415 South Beretania Street, Room 308  
Honolulu, Hawai'i 96813

**RE: SENATE BILL 69, SD2, HD1, RELATING TO FIREARMS**

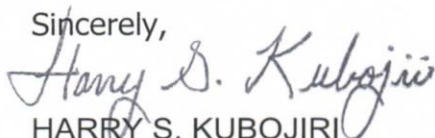
Dear Representative Luke:

The Hawai'i Police Department supports the intent of Senate Bill No. 69, SD2, HD1. The intent of this bill is to require county police departments to fingerprint, photograph, and perform background checks on individuals who wish to register a firearm that was procured out of state. It also authorizes the police departments to assess a fee for conducting a fingerprint check and specifies the amount of the fee.

We do agree with the need to fingerprint, photograph, and perform background checks on individuals who have procured firearms out of state in order to ensure they meet our state's Firearms possession requirements so as to require these individuals be held to the same standards as all of our state's citizens.

For these reasons, we urge this committee to support this legislation. Thank you for allowing the Hawai'i Police Department to testify on Senate Bill No. 69, SD2, HD1.

Sincerely,

  
HARRY S. KUBOJIRI  
POLICE CHIEF



BERNARD P. CARVALHO, JR.  
Mayor

GARY K. HEU  
Managing Director

## POLICE DEPARTMENT COUNTY OF KAUAI

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March 27, 2013

Testimony for Senate Bill 69, S.D. 2, H.D. 1  
Representative Sylvia Luke, Chair  
Committee on Finance  
Hearing: Thursday, March 28, 2013, 3:15pm, Room 308

SUBJECT: SENATE BILL NO. 69, S.D. 2, H.D. 1 RELATING TO FIREARMS

Dear Chair Luke and Committee Members:

The Kauai Police Department is in **support** of Senate Bill No. 69, S.D. 2, H.D. 1 Relating to Firearms.

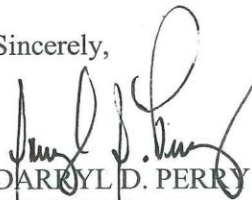
As you know, gun violence continues to be a challenge nation-wide and here in Hawaii.

The proposed registration requirement is consistent with current laws and closes a loophole that would otherwise allow unqualified applicants to be in possession of a firearm. Further, use of the National Instant Criminal Background Check System (NICS) for determining eligibility to possess and purchase firearms would allow for another layer of security; and the proposed registration extension from 3 to 5 days, in my belief, is within reasonable safe standards.

Again, the Kauai Police Department supports the passage of this bill as it focuses on officer and public safety while adhering to individual Constitutional Rights.

Thank you for the opportunity to testify.

Sincerely,



DARRYL D. PERRY  
Chief of Police



DEPARTMENT OF THE PROSECUTING ATTORNEY  
COUNTY OF MAUI  
150 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
PHONE (808) 270-7777 • FAX (808) 270-7625

CONTACT: RICHARD. K. MINATOYA  
Deputy Prosecuting Attorney  
Supervisor, Appellate, Asset Forfeiture and Administrative Services Division

TESTIMONY

ON

SB 69, SD 2, HD 1 - RELATING TO FIREARMS

March 27, 2013

The Honorable Sylvia Luke  
Chair  
The Honorable Scott Y. Nishimoto  
Vice Chair  
The Honorable Aaron Ling Johanson  
Vice Chair  
and Members  
House Committee on Finance

Chair Luke, Vice Chair Nishimoto, Vice Chair Johanson and Members of the Committee:

The Department of the Prosecuting Attorney, County of Maui, is in SUPPORT of SB 69, SD 2, HD 1, Relating to Firearms.

SB 69, SD 2, HD 2 proposes to require police to fingerprint, photograph, and perform background checks on people who register firearms brought to Hawai'i from out-of-state. It also allows the police to charge a fee to perform the fingerprint check, and extends the time period for registering firearms brought in from out-of-state, and appropriates funds to the counties for implementation of the requirements of this bill. We agree with the intent of this measure to help with efforts to ensure only eligible, law abiding people own firearms. We caution, however, that sufficient funds must be appropriated to fund this program.

We ask that SB 69, SD 2, HD 1 be PASSED.

Thank you very much for the opportunity to provide testimony on this bill.



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STATE & LOCAL AFFAIRS DIVISION  
DANIEL REID, HAWAII STATE LIAISON

March 27, 2013

The Honorable Sylvia Luke  
Chair, House Finance Committee  
Sent Via Email

Re: Senate Bill 69 – OPPOSE

Dear Representative Luke:

On behalf of the Hawaii members of the National Rifle Association, I strongly oppose Senate Bill 69.

The NRA supports the use of the National Instant Check System (NICS) to perform background checks; however, it does not support NICS checks on those people who have already legally acquired a firearm.

Current law requires people who bring firearms into Hawaii from another state – even on a temporary basis – to register their firearms within 72 hours. This bill now adds a fingerprinting and a background check (NICS) requirement on the owner, in addition to the registration requirement on such legally possessed firearms. These are not persons who have yet to acquire a firearm and are waiting for background approval; these are persons who already possess a firearm and are attempting to comply with the registration requirement. This will not improve public safety; instead it will create additional hurdles for law-abiding gun owners as well as put an increased strain on the already overburdened police registration stations.

The greatest impact of this bill is on those who come to Hawaii looking to recreate through both hunting and recreational shooting opportunities. By codifying fingerprinting, photographing and background checks in addition to the existing registration requirements, people will be discouraged from coming to enjoy these wonderful opportunities. While law abiding citizens grapple with another onerous law, criminals will continue to act outside the law, circumventing the registration and background procedures.

This bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law abiding citizens exercising a constitutional right. Thank you for your attention and I ask that you oppose this bill.

Cordially,

Daniel S. Reid  
State Liaison

Cc: Members, House Finance Committee





# Hawaii Rifle Association

State Affiliate of the National Rifle Association

Founded in 1857

March 27, 2013

Testimony on SB69, SD2, HD1  
Before Finance, Thursday March 28, 2013  
In Support

Hon. Chair, Co-Chair, Members,

HRA supports this HD1.

This bill puts an additional burden on the already overworked county firearms registration systems. The number of firearms registered in Hawaii annually has increased by 370% over the last 13 years, with virtually no increase in system capacity. HRA urges this Committee to earmark sufficient appropriations for increasing firearms desk employees, locations, and hours.

HRA supports background checks because criminals try to register firearms.

The Hawaii State Attorney General's annual report on firearms, released last week, shows that for 2012, 227 permits (1%) were denied for cause state-wide. Over half (127) of the denials were because applicants had prior criminal convictions and another 25 were due to pending criminal charges. The denial descriptions are listed on page 10 of the complete report, <http://ag.hawaii.gov/cuja/files/2013/03/Firearm-Registrations-2012.pdf>

People with significant criminal records were denied. Although it is a class C felony to lie on the signed affidavit about criminal or mental health background, 157 of the denied applicants did so, yet few arrests are made. We respectfully suggest the Committee Report ask the County Prosecutors to examine why these individuals are not prosecuted.

Of the 50,394 firearms registered last year, nearly half, 23,548 (47%), not counting licensed dealer imports, were brought in from out of state.

Thank you for the opportunity to testify on behalf of Hawaii Rifle Association.

Dr. Maxwell Cooper,  
HRA Legislative Liaison

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [FINTestimony](#)  
**Cc:** [hawaiioffice@aol.com](mailto:hawaiioffice@aol.com)  
**Subject:** Submitted testimony for SB69 on Mar 28, 2013 15:15PM  
**Date:** Tuesday, March 26, 2013 10:29:17 AM

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Dennis Bunda	Hawaii Five-O Security Management, Inc.	Oppose	No

Comments: a better solution to gun violence: • is to focus on things like mental health services and; • arming school employees, • "90 percent of school administrators, • 90 percent say that armed security, • police officers in schools, make those schools safer. Not a mom or dad wants to drop their kid off at school and leave their kids unprotected.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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March 26, 2013

Aloha kakou.

By way of introduction, my name is Frank L. Castagnetti, and I reside in Keaau on Hawaii Island. I am providing testimony is strong OPPOSITION to SB 69.

As a father, grandfather, Marine and 2<sup>nd</sup> Amendment supporter, I believe SB 69 misses all salient points of this issue.

Regardless of how poor or well our local economy is operating, it is a waste of time and money, as well as being irresponsible, to require enhanced and/or expanded steps for firearm registration.

Currently, any firearm brought into Hawaii even if temporary, must be registered within three days. SB 69 overreaches an already highly regulated and strict registration system by extending that time to five days to "allow for more time to comply," and then requires the owner to be fingerprinted, photographed and have a background check in addition to the burdensome registration requirement on such legally possessed firearms.

It does nothing to address what has been proven to be issues related to mental health; and completely overlooks the fact that criminals don't register their weapons in the first place. By subjecting us to unnecessary and useless SB 69 attacks law abiding citizens like myself, wastes precious tax dollars, expands to roll of government and does nothing to address real issues of violent gun crimes.

Mahalo for your voting against SB 69.

Frank L. Castagnetti

(808) 990-9600

ficastagnetti@yahoo.com

I would like to comment on SB69 which will come up on before you on Thursday. I light of the events of the past months throughout the U.S., many have reacted with a rush to “do something”. As one former member of the Administration once said, “Never let a crisis go to waste”. This is simply an effort to disarm the public.

I feel that any effort to curtail the right of citizens to own firearms is an infringe on our Constitutionally guaranteed freedoms. SB 69 will do nothing to stop crime. Particularly violent crime. I saw in todays Star-Advertiser that a man attacked a women with a wine glass. So do we now register wine glasses? Hammers in the U.S. kill more people than so-called assault rifles. And far more die from drunk drivers and medical malpractice.

Placing an additional burden on Hawaii citizens won't stop violent crime. We don't need more gun control, we need more criminal control. While in general, we have less crime than the U.S. overall, I suggest it is because of our small population. Statistics show that communities that have more lenient gun control laws and particularly more readily available concealed carry laws have a lower rate of crime. I would mention that in the past 10 years,, less than 10 Concealed Carry Permits have been issued state wide. We need to change that.

The Second Amendment guaranteed Americans the right to own and carry firearms. Not just the military but the individual have that right.. Had the Hawaiian people been fully armed, we might still be a sovereign nation.

Finally, the Second Amendment was not written in to insure firearms for sport and hunting, but to defend against civil unrest and the tyranny of oppressive governments. I you read the Federalist Papers, you will find many comments by founding fathers regarding gun ownership. I would urge you to read these papers and allow citizens of Hawaii better access to firearms without undo restrictions.

Please reject SB 69

Remember, when you life is at risk and **seconds** count, the police are just **minutes** away.

## **What the Framers said about our Second Amendment Rights to Keep and Bear Arms**

"Whereas civil-rulers, not having their duty to the people duly before them, may attempt to tyrannize, and as military forces, which must be occasionally raised to defend our country, might pervert their power to the injury of their fellow citizens, the people are confirmed by the article in their right to keep and bear their private arms."

-- Tench Coxe, in Remarks on the First Part of the Amendments to the Federal Constitution

"The best we can hope for concerning the people at large is that they be properly armed."

-- Alexander Hamilton, The Federalist Papers at 184-188

If the representatives of the people betray their constituents, there is then no recourse left but in the exertion of that original right of self-defense which is paramount to all positive forms of government, and which against the usurpations of the national rulers may be exerted with infinitely better prospect of success than against those of the rulers of an individual State. In a single State, if the persons entrusted with supreme power become usurpers, the different parcels, subdivisions, or districts of which it consists, having no distinct government in each, can take no regular measures for defense. The citizens must rush tumultuously to arms, without concert, without system, without resource; except in their courage and despair.

-- Alexander Hamilton, Federalist No. 28



"That the said Constitution shall never be construed to authorize Congress to infringe the just liberty of the press or the rights of conscience; or to prevent the people of the United States who are peaceable citizens from keeping their own arms ... "

-- Samuel Adams, Debates and Proceedings in the Convention of the Commonwealth of Massachusetts, at 86-87 (Pierce & Hale, eds., Boston, 1850)

"[The Constitution preserves] the advantage of being armed which Americans possess over the people of almost every other nation...(where) the governments are afraid to trust the people with arms."

--James Madison, The Federalist Papers, No. 46

"To suppose arms in the hands of citizens, to be used at individual discretion, except in private self-defense, or by partial orders of towns, counties or districts of a state, is to demolish every constitution, and lay the laws prostrate, so that liberty can be enjoyed by no man; it is a dissolution of the government. The fundamental law of the militia is, that it be created, directed and commanded by the laws, and ever for the support of the laws."

--John Adams, A Defense of the Constitutions of the United States 475 (1787-1788)

"Before a standing army can rule, the people must be disarmed; as they are in almost every kingdom in Europe. The supreme power in America cannot enforce unjust laws by the sword; because the whole body of the people are armed, and constitute a force superior to any band of regular troops that can be, on any pretense, raised in the United States. A military force, at the command of Congress, can execute no laws, but such as the people perceive to be just and constitutional; for they will possess the power, and jealousy will instantly inspire the inclination, to resist the execution of a law which appears to them unjust and oppressive."

--Noah Webster, An Examination of the Leading Principles of the Federal Constitution (Philadelphia 1787).

"Who are the militia? Are they not ourselves? Is it feared, then, that we shall turn our arms each man against his own bosom. Congress have no power to disarm the militia. Their swords, and every other terrible implement of the soldier, are the birthright of an American...[T]he unlimited power of the sword is not in the hands of either the federal or state governments, but, where I trust in God it will ever remain, in the hands of the people."

--Tenche Coxe, The Pennsylvania Gazette, Feb. 20, 1788.

"Whereas, to preserve liberty, it is essential that the whole body of the people always possess arms, and be taught alike, especially when young, how to use them; nor does it follow from this, that all promiscuously must go into actual service on every occasion. The mind that aims at a select militia, must be influenced by a truly anti-republican principle; and when we see many men disposed to practice upon it, whenever they can prevail, no wonder true republicans are for carefully guarding against it."

--Richard Henry Lee, The Pennsylvania Gazette, Feb. 20, 1788.

"What country can preserve its liberties if its rulers are not warned from time to time that their people preserve the spirit of resistance? Let them take arms."

-- Thomas Jefferson to William Stephens Smith, 1787. ME 6:373, Papers 12:356

"No Free man shall ever be debarred the use of arms."

-- Thomas Jefferson, Proposal Virginia Constitution, 1 T. Jefferson Papers, 334,[C.J. Boyd, Ed., 1950]

"The right of the people to keep and bear ... arms shall not be infringed. A well regulated militia, composed of the body of the people, trained to arms, is the best and most natural defense of a free country ..."

-- James Madison, I Annals of Congress 434, June 8, 1789

"What, Sir, is the use of a militia? It is to prevent the establishment of a standing army, the bane of liberty .... Whenever Governments mean to invade the rights and liberties of the people, they always attempt to destroy the militia, in order to raise an army upon their ruins."

-- Rep. Elbridge Gerry of Massachusetts, spoken during floor debate over the Second Amendment, I Annals of Congress at 750, August 17, 1789

" ... to disarm the people - that was the best and most effectual way to enslave them."

-- George Mason, 3 Elliot, Debates at 380

" ... but if circumstances should at any time oblige the government to form an army of any magnitude, that army can never be formidable to the liberties of the people, while there is a large body of citizens, little if at all inferior to them in discipline and use of arms, who stand ready to defend their rights ..."

-- Alexander Hamilton speaking of standing armies in Federalist 29

"Are we at last brought to such humiliating and debasing degradation, that we cannot be trusted with arms for our defense? Where is the difference between having our arms in possession and under our direction, and having them under the management of Congress? If our defense be the real object of them under the management of Congress? If our defense be the real object of having those arms, in whose hands can they be trusted with more propriety, or equal safety to us, as in our own hands?"

-- Patrick Henry, 3 J. Elliot, Debates in the Several State Conventions 45, 2d ed. Philadelphia, 1836

"The great object is, that every man be armed ... Every one who is able may have a gun."

-- Patrick Henry, Elliot, p.3:386

"O sir, we should have fine times, indeed, if, to punish tyrants, it were only sufficient to assemble the people! Your arms, wherewith you could defend yourselves, are gone ..."

-- Patrick Henry, Elliot p. 3:50-53, in Virginia Ratifying Convention demanding a guarantee of the right to bear arms

"The people are not to be disarmed of their weapons. They are left in full possession of them."

-- Zacharia Johnson, delegate to Virginia Ratifying Convention, Elliot, 3:645-6

"Certainly one of the chief guarantees of freedom under any government, no matter how popular and respected, is the right of citizens to keep and bear arms ... The right of citizens to bear arms is just one guarantee against arbitrary government, one more safeguard, against the tyranny which now appears remote in America but which historically has proven to be always possible."

-- Hubert H. Humphrey, Senator, Vice President, 22 October 1959

"The militia is the natural defense of a free country against sudden foreign invasions, domestic insurrections, and domestic usurpation of power by rulers. The right of the citizens to keep and bear arms has justly been considered, as the palladium of the liberties of the republic; since it offers a strong moral check against the usurpation and arbitrary power of rulers; and will generally ... enable the people to resist and triumph over them."

-- Joseph Story, Supreme Court Justice, Commentaries on the Constitution of the United States, p. 3:746-7, 1833

" ... most attractive to Americans, the possession of arms is the distinction between a freeman and a slave, it being the ultimate means by which freedom was to be preserved."

-- James Burgh, 18th century English Libertarian writer, Shalhope, The Ideological Origins of the Second Amendment, p.604

"The right [to bear arms] is general. It may be supposed from the phraseology of this provision that the right to keep and bear arms was only guaranteed to the militia; but this would be an interpretation not warranted by the intent. The militia, as has been explained elsewhere, consists of those persons who, under the laws, are liable to the performance of military duty, and are officered and enrolled for service when called upon.... [I]f the right were limited to those enrolled, the purpose of the guarantee might be defeated altogether by the action or the neglect to act of the government it was meant to hold in check. The meaning of the provision undoubtedly is, that the people, from whom the militia must be taken, shall have the right to keep and bear arms, and they need no permission or regulation of law for the purpose. But this enables

the government to have a well regulated militia; for to bear arms implies something more than mere keeping; it implies the learning to handle and use them in a way that makes those who keep them ready for their efficient use; in other words, it implies the right to meet for voluntary discipline in arms, observing in so doing the laws of public order."

-- Thomas M. Cooley, General Principles of Constitutional Law, Third Edition [1898]

"And that the said Constitution be never construed to authorize Congress ... to prevent the people of the United States, who are peaceable citizens, from keeping their own arms.... "

--Samuel Adams

**"The most foolish mistake we could possibly make would be to allow the subject races to possess arms. History shows that all conquerors who have allowed their subject races to carry arms have prepared their own downfall by so doing."**

**-- Adolph Hitler, Hitler's Secret Conversations 403**

**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Bennett	Individual	Oppose	No

Comments: First off I would like to say Thank You for taking your time in reading this. I am a Non Commissioned Officer in the United States Army that is currently stationed in the State of Hawaii. My wife and I have been married for 9 years and we have 2 children together, both of us have a concealed carry license in other states and we have taught our children about weapons safety to help them understand that weapons are not something that they can play with. We did not choose to be stationed here but rather I was ordered by the United States Army to live in the State of Hawaii. I have served honorably in the United States Army for the past 11 years and I have already had background Investigations that are more in depth than the NICS background check that you would require to obtain my current Security clearance. I have received training on weapons ranging from the M9 Pistol, M16A2 Rifle, M4A1 Rifle, M249 Machine Gun, M240B Machine Gun, M2 50 Cal. Machine Gun, MK19 40mm Machine Gun, AT4 Rocket launcher, 155mm Howitzer, and Explosives that I have had to use over the course of my career. My wife as well has been trained on various weapons. Not to mention that we have both been investigated in order to obtain our concealed carry license. On a daily basis our rights are being infringed upon because we are not allowed by the State of Hawaii to carry our weapons for the sole purpose of protecting our family. We oppose SB 69 due to the fact that under current law the State of Hawaii already restricts us from practicing our constitutional rights guaranteed to us not only by the Constitution of the United States of America but the State of Hawaii's constitution as well. This law would add burdensome restrictions on those of us that serve in the United States Military and protect not only the United States of America but the State of Hawaii. You ask our service members to leave our families and go defend & protect the United States of America which we gladly do, but will not let our spouses have the right to carry the protection that they need in such uncertain times while we are gone. Once we get back after serving honorably you deny our service members the right to carry our weapon to defend & protect our families in the same manner that we defended & protected the Unites States of America and the State of Hawaii. Instead you tell us to call the police department when we need to be protected. It is a proven fact that when the seconds count the Police department is only minutes away. So unless you plan on assigning a police officer to protect our family while I serve our great country then I believe not only should you not pass this law but you should at least allow those of us who the United States Military has spent hundreds of thousands if not millions of dollars training on how to use weapons to carry our weapons. We have been trained on how to handle situations that even your Police Officers have not been trained to handle. And just like your Police Officers we to have sworn to Protect and Defend the Constitution of the United States of America. This means that just like Police Officers most of us will be

more than glad to help protect the innocent civilians when and if the need arrives if we are in the area. It is a proven fact that states that allow the citizens to carry their weapons have lower violent crime rates. Please do not infringe our rights even more than you already do. Even if you do pass this law it will not help in anyway because unlike all of us law abiding citizens the criminals will not register their weapons.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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22 March, 2013

Eugene Pellecchia  
94-1075 Akaku St  
Mililani, Hi 96789

Subject: Testimony in OPPOSITION to SB 69

I oppose this bill as being: ineffective in preventing criminal activity; a useless waste of taxpayer money duplicating measures already taken; and focused on lawful citizens and gun owners, adding burdensome measures that will not increase public safety.

In its current form, SB 69 would require fingerprinting and processing through the National Instant Criminal Background Check System (NICS) in addition to the already existing registration requirement on ALL firearms brought into the state. It would also allocate an unspecified amount of money to each county during a time when budgets and Hawaii's economy are already strained.

Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within three days.

SB 69 extends that time to five days and now requires fingerprinting, photographing AND a background check requirement on the gun owner. This is in addition to the original registration requirement on such legally possessed firearms.

These requirements are so onerous that if a citizen legally acquired an antique firearm or an unusable or unserviceable firearm, then they would still have to undergo the entire background check, registration and fingerprinting process.

The counties would now be required to conduct additional fingerprinting, photographing and background checks on already legally acquired firearms.

This is a true waste of taxpayer money with no increase to public safety.

SB 69 presents no viable solutions that would make improvements to Hawaii, or the safety of the citizens of Hawaii. Instead it attacks law-abiding citizens who are choosing to exercise the right to own a firearm and/or those who choose to temporarily bring the firearm to Hawaii.

This could result in a negative impact on tourism as well.

I strongly oppose SB 69 for the reasons stated and urge you to prevent passage of the politicized, useless and expensive proposed legislation.

**This Bill Must Not go forward!**

Sincerely,

Eugene Pellecchia



**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Sylvio Boucher	Individual	Oppose	No

Comments: Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within three days. SB 69 extends that time to five days and now requires fingerprinting, photographing AND a background check requirement on the gun owner in addition to the burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm, then they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters on a precious vacation, shooting and hunting time will be spent in long registration lines while fingerprinting, photographing and background checks are conducted on us as we already acquired firearm! I believe that SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas Fidelibus	Individual	Oppose	No

Comments: Aloha, Please do not pass this bill. This is merely a bill to appease the fear placed in Americans recently by the horrible shootings, but moreover by our President. Hawaii does not have a gun problem. Our gun laws, registration and procedures are already handled well. If you want to make a new gun law, pass a concealed carry law. Then you can require the background checks and all the other requirements of this bill. The line that takes two hours at the Police Department is in response to Americans fears of laws such as this one. This bill will only make the line at the Police Station longer, increase the burden on our economy with the continued waste of time by law abiding citizens exercising their right to own a firearm. Before voting for this bill, I ask that you purchase a firearm and register it legally. Go through the process, if you have not done so, you cannot vote for or against this bill as our representative. Sincerely, Capt. Nick Fidelibus

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### **SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kathy Yokouchi	Individual	Support	No

#### Comments:

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Alejandro Goya	Individual	Oppose	No

Comments: There are plenty of gun laws and taxes. Please implement all existing gun laws to increase public safety. Any additional gun laws laid upon on lawful gun owners will not increase public safety. Criminals and mentally ill do not abide to gun laws and more laws will not keep criminals and the mentally ill away from guns.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Brian Won	Individual	Oppose	No

Comments: I respectfully request that you oppose SB 69. With all the current laws on the books regarding purchase and ownership of firearms in the state of Hawaii, which basically take three days to obtain a rifle and two weeks to obtain a pistol, due to all the back ground checks required before legal ownership can happen. Requiring law abiding firearms owners to go through another registration and finger prints again is a waste of time and finances, adding more burden to our city budget and over worked HPD. In summary, what is known is that SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. In closing I once again ask for your opposition to SB 69. V/r Brian Won

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Charles L Moss	Individual	Oppose	No

Comments: Aloha, I am in opposition to SB69 as it will provide a heavy burden on gun owners and out of state visitors and that burden is much greater than any potential benefit from passage of this bill. It appears to be primarily intended to be nuisance for little or no benefit.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Donald Salvador	Individual	Oppose	No

Comments: I strongly oppose and this will deter hunters wishing to visit Hawaii. Hawaii has already strict firearms laws and does not need anymore laws.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Edward Abbot	Individual	Oppose	No

Comments: Why force a visitor to endure the ridiculously long wait at downtown police at least twice, and undergo the fingerprinting, background check, etc. All a person should have to do is provide proof of legal purchase of the firearm. Period !! There should also be a 'speed line' for this type of transaction to eliminate the unreasonable wait time and inconvenience to the citizen.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
John Carr	Individual	Oppose	No

Comments: This bill makes no common sense and just cost money that can be used some place else. John Carr

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Keith hirata	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Michelle Blake	Individual	Oppose	No

Comments: Hawaii already has some of the most restrictive firearms laws in the nation. We do not need more laws placing further restrictions and requirements for gun ownership.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas Fidelibus	Individual	Oppose	No

Comments: Aloha, Please do not pass this bill. This is merely a bill to appease the fear placed in Americans recently by the horrible shootings, but moreover by our President. Hawaii does not have a gun problem. Our gun laws, registration and procedures are already handled well. If you want to make a new gun law, pass a concealed carry law. Then you can require the background checks and all the other requirements of this bill. The line that takes two hours at the Police Department is in response to Americans fears of laws such as this one. This bill will only make the line at the Police Station longer, increase the burden on our economy with the continued waste of time by law abiding citizens exercising their right to own a firearm. Before voting for this bill, I ask that you purchase a firearm and register it legally. Go through the process, if you have not done so, you cannot vote for or against this bill as our representative. Sincerely, Capt. Nick Fidelibus

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Norman Nagamine	Individual	Oppose	No

Comments: I oppose additional background checks. This would add even more burden if I wished to pass my arms to my sons.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Sam Bingner	Individual	Oppose	No

Comments: The thing that has ensured America's safety and liberty for as long as it has IS our gun rights. The possession of firearms is not merely for hunting and sport, but it is an important check on our government. The government is meant to know that a significant portion of the constituents have the ability to defend themselves, and anything that makes it more difficult for this to happen is contrary to the spirit of the 2nd Amendment. This would increase the already untenable waits to register firearms or apply for permits at the police department, unless significant extra funding for the sole purpose of supporting the additional load were provided and required to be used for only that purpose. Even this would not justify this measure, Hawaii already has the most restrictive gun laws in the USA, and we need to be making them more sensible rather than more difficult to follow and enforce. Lastly, this will even negatively impact our state budget for no discernible advantage beyond standardizing the registration timelines. It will also be a negative impact due to those who decide not to visit hawaii because of this additional burden and do not spend money here that would be providing taxes to the state. V/r Sam Bingner

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Sam Galante	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Wailua Brandman APRN-Rx BC FAANP	Individual	Support	No

Comments:

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## FINTestimony

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### **SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Brett Kulbis	Individual	Oppose	No

Comments: I strongly urge you to vote against this legislation. This legislation is nothing more than a feel good measure which will only make it harder for law abiding citizens to exercise their right to protect themselves. Criminals do not follow laws and will always find a way to get weapons to commit their crimes. This legislation will not prevent that. Hawaii already has some of the strictest gun control legislation, and over the last several years we have had the lowest rates of gun violence.

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Curtis McCullough	Individual	Oppose	Yes

Comments: I submit this testimony to be read at the House Committee on Finance hearing for SB69 on Thursday, March 28, 2013 @ 3:15 PM. I will make every effort to attend the hearing. However, if I cannot make it, I request that the submitted testimony be read on my behalf.

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### **SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kenneth Stewart	Individual	Oppose	No

Comments: SB 69 will only add on to the already existing heavy burden of government regulation and control on honest, law-abiding gun owners. It will do nothing to deter criminals or illegal gun traffic. Quit focusing your attention on control of honest citizens exercising their constitutional rights, and redirect your focus on crime and criminals.

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### **SB69**

Submitted on: 3/25/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Pastor Dennis Martin	Individual	Oppose	No

Comments: please do not pass this bill. have it die in committee. it will only double the process that is already in place using funds that could be used else where. doubling the same process is very wasteful. Thank you

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Elizabeth Kellam	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
David Cerny	Individual	Oppose	No

Comments: I am writing to oppose again this measure. My main objection at this time is that the money allocated to the counties could be put to better use for education for the children of hawaii. We already have this requirement to register out of state firearms. I don't think people that are not allowed to have firearms in Hawaii are traveling to other states to purchase firearms and then bringing them back here. If the intent of this measuer is to stop that type of activity, I believe it is a complete waste of taxpayer money. If you had a study stating that so many 1,000's of people were bringing in firearms from out of state because they are not allowed to have them in Hawaii for whatever reason, then I could see justification for this bill. However, I don't think that is the case and I believe this bill seeks to correct a problem that does not exist. Bottom line for me is money better spent elsewhere addressing real problems like the poor quality of education in our schools here in Hawaii.

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**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [FINTestimony](#)  
**Cc:** [oscar60@tds.net](mailto:oscar60@tds.net)  
**Subject:** Submitted testimony for SB69 on Mar 28, 2013 15:15PM  
**Date:** Tuesday, March 26, 2013 3:08:25 PM

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**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
tim hansen	Individual	Oppose	No

Comments: do not vote for the proposal, its nothing more than a communist ploy. the people of hawaii deserve better than a hostile takeover of their freedom.

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**SB69**

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
B. Willauer	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/26/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
anthony fujii	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/27/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Byon Nakasone	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kevin J. Mulkern	Individual	Support	No

Comments:

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**SB69**

Submitted on: 3/26/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Stanley Ornellas	Individual	Oppose	No

Comments:

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**SB69**

Submitted on: 3/27/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Susan Shaheen Mulkern	Individual	Support	No

Comments:

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**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Becky Gray	Individual	Oppose	No

Comments: Strongly oppose this threat to person freedom and defense against tyranny as guaranteed to all Americans in the 2nd Amendment. This is the same type of policing initiated by Hitler and Stalin.

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To the legislature:

SB69 spends money the state doesn't have, to do things the residents of Hawaii do not want. Specifically, it will fund the police departments to provide gun safety education that is already provided by private citizens - in effect this bill would be an attack on those citizens' incomes and livelihoods. I have taken such a course taught by an NRA certified instructor and the government has no business spending such money to put more people out of work when they have such huge unfunded liabilities.

Registration of guns from out of state is already required in Hawaii. More evidence this bill is a farce. If any one commits a criminal act with a gun, then that person should be punished - for the criminal act. Law abiding people who use guns for hunting, sport and self defense cannot have their rights infringed when they have committed no crime.

The gun buyback program is even more ridiculous. Again, this state is broke and has no business allocating funds to purchase guns. By way of comparison, drunk driving fatalities in this state are approximately 40 times that of gun related fatalities. Moreover, cancer fatalities related to alcohol (liver, breast) are well over 100 times that of gun related fatalities in the state! These facts cannot be disputed. If the legislature wants to reduce the number of deaths I insist they instead allocate money for an alcohol buy back program, as that is far more injurious to the state of Hawaii than guns. To not do so would be blatant hypocrisy.

Sincerely,  
A. Bradley

**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Boyd Ready	Individual	Oppose	No

Comments: Dear legislators: Why heap difficulties onto the law abiding? What are these requirements but an infringement on the right to keep and bear arms? Fingerprinting everyone who imports or has a weapon? Would you willingly stand in line for 2 days for such a purpose? Do we treat any of our other rights this way....speech, religion, peaceful assembly? I don't think so. Pardon me if I observe that this looks like a knee jerk response after recent actions by madmen in far away lands, and does nothing to hinder such men even if they were here. It infringes on all of our rights. Please vote "no" on this bill. Respectfully, Boyd Ready Haleiwa

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**SB69**

Submitted on: 3/26/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Carolyn Ornellas	Individual	Oppose	No

Comments: Our state is full of hunters, military personnel and safe honest peaceful citizens who seek to protect themselves and their families, and pursue their own interests. Please don't create additional opportunities to criminalize people who are anything but criminals! Firearm ownership does not a criminal make. Further prohibiting and regulating legal firearms sales and ownership does not prevent criminal or violent people from A) injuring others B) obtaining firearms illegally. Hawaii State has harsh enough gun laws already on the books. Laws which already needlessly put non-violent loving family members under excessive pressures and strain to abide by the existing laws. Vote NAY!

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**SB69**

Submitted on: 3/27/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Emmons Connell	Individual	Oppose	No

Comments: I oppose this bill because: The bill makes it more difficult for law abiding folks to move and buy firearms. The bill creates more bureacracy and expence in government. The bill does nothing to stop or curtail illegal activity. The bill infringes on 2nd amendment rights. Many polls show that a well armed law abiding community is a safer community. Let us work toward that end. I oppose this bill Thanks for letting me testify.Emmons Connell

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
John Nichols	Individual	Oppose	No

Comments: SB 69 is a mistake that will only harm and punish law abiding citizens. It will also end up costing taxpayers more money thus hurting the economy.

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SB69

March 2013

I support SB69 and urge you to do the same.

I am appalled that the City/County has allowed the firearms registration process to be so difficult. I have spent numerous hours waiting in line, sometimes as early as 3:00 AM just because the unit is not adequately manned or because there is only one unit on Oahu that allows registration and the related processes of applying for and picking up permits. A two week waiting period for return customers is nothing more than infringement since it will not stop those intent on committing a crime. Law abiding gun owners should not be punished because they are not able to comply with such unreasonable deadlines and standing in line for hours to meet those deadlines. The process is difficult enough as it is, and it seems that those in charge desire it to be difficult. If you are going to allow law abiding citizens to exercise their right to keep and bear arms, then stop infringing upon it.

Respectfully Submitted,

--Marvin Dryden

**SB69**

Submitted on: 3/26/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nick Fujii	Individual	Oppose	No

Comments: OPPOSE

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**SB69**

Submitted on: 3/26/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Sean Callahan	Individual	Oppose	No

Comments: SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. I implore you not to create more fees, bureaucracy, and red tape by passing this misguided and superfluous legislation that will only encroach on constitutional rights while leaving criminals unfazed and untouched.

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**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Thomas Mayo	Individual	Comments Only	Yes

Comments: Dear Honorable Members of the Legislature; Our state has some of the strictest registration laws in the nation, as well as the lowest incidences of any sort of crime. I would encourage you to take a hard look at this bill and reject it on the basic premise that it simple reiterates the laws already in place. By placing the additional legal requirements into our system you are making it much more difficult for the common citizen AND the police department to monitor this activity, while doing NOTHING to stop the criminal element or curb the illicit use of firearms. It is a enormous waste of money in a time when our economy could be using it in a much better place. Thank you for your time and service. Tom Mayo, Waialua, Hawaii

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I am writing this email to show my disgust at the Bill that is being debated in the Hawaii house.

"Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within three days. SB 69 extends that time to five days and now requires fingerprinting, photographing AND a background check requirement on the gun owner in addition to the burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm, then they would still have to undergo the entire background check, registration and fingerprinting process. "

So I take it the Second Amendment and the Constitution do not apply in Hawaii? What part of no background checks and no fingerprinting requirements does this committee not understand? Fingerprinting, registering has only one final outcome: Gun banning followed by Gun confiscation. I am sorry but I don't think the Federal government and the State government is supposed to know what firearms people have, this bill is an affront to our natural god given Constitutional rights and whoever votes for such legislation will be voted out at the next state elections, me, my friends and family will see to that!  
-Mr Steven Wolf-



**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ginger Towle	Individual	Support	No

Comments: The requirements asked are just common sense and logical. PLEASE PASS THIS BILL!!

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**SB69**

Submitted on: 3/27/2013

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nathan Stickel	Individual	Oppose	Yes

Comments: Too little time is given for the people to registration firearms. One long weekend can put people outside of the law. For the exception of so called assault weapons, Hawaii is the only state that requires long gun registration. Canada has dropped their long registration. For handguns, California gives a 60 days window for registration. We should drop long gun registration and give 30 days for handgun registration or drop it completely like the 43 of our other states.

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Brian Isaacson	Individual	Comments Only	No

Comments: Two concerns: please don't add anything adverse to Hawaii's gun owners to this draft. Secondly, please up the funding for registration to try to reduce the long lines we have been facing while trying to comply with the registration requirements. Thanks you.

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jan Schwarzenberg	Individual	Oppose	No

Comments: This is a STUPID bill that WASTES taxpayer money and does NOTHING to thwart crime or prevent misuse of firearms by unlawful persons. It will KILL a portion of our tourist industry. All firearms entering Hawaii ALREADY are required to be registered. LISTEN to your constituents - you have received far more testimony OPPOSING this bill than supporting it! If you ignore the voice of the people, the people will ignore your voice at election time!

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Aloha state senators,

I Jon Inciong oppose this SB 69.

As a graduate from the University of Hawaii system as a criminologist. SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm.

SB 69 was originally a gun "buyback" bill, that has evolved into a mandatory background check bill on already acquired firearms. Many citizens and I sees this as a problem, for the fact that SB 69 would require fingerprinting and processing through the National Instant Criminal Background Check System (NICS).

There is a Down-Side to SB 69. Its downside is genocide. Mass-murder of civilians on account of religion, language, or political views. Since 1900, at least seven major genocides have occurred worldwide involving 50-60 million victims (see table). History shows us all that these genocides came from its own hands of government.

MAJOR 20th CENTURY GENOCIDES -- THE COST OF GUN-CONTROL

Perpetrator Gov.	Date	Target	# Murdered (Estimated)	Date of Gun-Ctrl Law	Source Document
Ottoman Turkey	1915-17	Armenians	1-1.5 Mil.	1866	Art. 166, Penal Code
Soviet Union	1929-53	Anti-Comm. Anti-Stal.	20 Million	1929	Art. 128, Penal Code
Nazi Germany & occupied Europe	1933-45	Jews, Anti-Nazis, Gypsies	13 Million	1928	Law on Fire- arms & Ammun. April 12, Weapons Law, March 18
China	1948-52	Anti- Communists	20 Million	1935 1966- 1976	Arts. 186 & 7 Penal Code. Pro-Reform Group
Guatemala	1960-81	Mayan Indians	100,000	1871 1964	Decree #36 Decree #283
Uganda	1971-79	Christians, Pol. Rivals	300,000	1955 1970	Firearms Ord. Firearms Act
Cambodia	1975-79	Educated Persons	1 Million	1956	Arts. 322-328, Penal Code

TOTAL VICTIMS: 55.9 MILLION

Your intentions maybe righteous, but clearly violates the oath you all have taken. The Bill of Rights made it clear: A well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed. I will state it clear, shall not be infringed.

I have taken the Oath twice to serve the U.S. and my community to fight against Communism and injustice. SB 69 takes us down that road of genocide that requires fingerprinting and processing through the National Instant Criminal Background Check System (NICS). Hawaii's current gun laws are at the top of strict regulations already in the Nation.

Please I ask you to stop manipulating the peoples of Hawaii and gun owners visiting Hawaii with your communist agenda by stacking laws upon laws on top of each other. Logically, if you all want to make a huge difference on gun violence. Create a House Resolution to investigate and start looking at the root of all shootings and the correlation of psychiatric drugs and gun violence. Research has shown that 31 school shootings and/or school-related acts of violence were committed by those taking or withdrawing from psychiatric drugs.

Inclosing, please remember your action is clearly against your Oath, the Bill of Rights, the Constitution, the U.S. and most of all your community. Investigate and do your research, there seems to be none of that in this dangerous SB 69.



**SB69**

Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Lee Aldridge	Individual	Oppose	No

Comments: I wish to thank the House Committee on Finance for the opportunity to submit testimony on Senate Bill 69. I emphatically OPPOSE SB69. Senate Bill 69 started off as a Gun "Buyback" bill, but has evolved into a "Gun Safety and Education" bill, and by further amendments has morphed into a gun owner harassment/mental interrogation bill. This bill, in its current state, will require fingerprinting and NICS checks in addition to the already existing registration requirement on ALL firearms brought into the state, and will allocate \$200,000 to police departments to be used at their discretion for safety and training, gun "buybacks" or extensive background checks for mental health. Gun buyback programs have proven ineffective in locations throughout the Country. Many cities have undertaken similar programs without any evidence of a decrease in gun-related crimes. People turn in guns that are inoperable or otherwise unwanted. There is no reason for a criminal who has an unregistered firearm to turn in their weapon unless it is useless to begin with. And law-abiding citizens with registered firearms who turn in a firearm would most likely never have committed a violent act with their firearm in any event. This is an absolute waste of taxpayer's money when there is so many better ways that the state can utilize taxes from an already financially overburdened citizenry. People, who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. This bill now adds a fingerprinting AND a background check requirement on the owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters, when traveling to Hawaii under this law would have to make sure to allocate at least one or two days to stand in line to register their firearms and undergo fingerprinting and a NICS check in addition to potential "extensive background checks for mental health concerns for certain individuals wishing to register guns," whatever that means, for a firearm they already legally possess. SB 69 leaves several things open to question or interpretation. For instance, it fails to define what constitutes an "extensive background check" or what constitutes a "mental health concern." Without proper definitions, these requirements remain open for interpretation by the local authorities. Further, could these "extensive background checks" turn a five-day hunting or shooting trip to the islands into ten days of psychoanalysis by the local police sergeant? In summary, what can be known for sure is that this bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. This is just another example of the anti-gun, anti-2nd Amendment philosophy that has insinuated itself into our nation and especially our

State. This must be reversed if we are to remain a nation of free people. I ask the House Committee on Finance to NOT SUPPORT SB69.

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**SB69**

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Submitted By	Organization	Testifier Position	Present at Hearing
Rosemary Aldridge	Individual	Oppose	No

Comments: I wish to thank the House Committee on Finance for the opportunity to submit testimony on Senate Bill 69. I emphatically OPPOSE SB69. Senate Bill 69 started off as a Gun "Buyback" bill, but has evolved into a "Gun Safety and Education" bill, and by further amendments has morphed into a gun owner harassment/mental interrogation bill. This bill, in its current state, will require fingerprinting and NICS checks in addition to the already existing registration requirement on ALL firearms brought into the state, and will allocate \$200,000 to police departments to be used at their discretion for safety and training, gun "buybacks" or extensive background checks for mental health. Gun buyback programs have proven ineffective in locations throughout the Country. Many cities have undertaken similar programs without any evidence of a decrease in gun-related crimes. People turn in guns that are inoperable or otherwise unwanted. There is no reason for a criminal who has an unregistered firearm to turn in their weapon unless it is useless to begin with. And law-abiding citizens with registered firearms who turn in a firearm would most likely never have committed a violent act with their firearm in any event. This is an absolute waste of taxpayer's money when there is so many better ways that the state can utilize taxes from an already financially overburdened citizenry. People, who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. This bill now adds a fingerprinting AND a background check requirement on the owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters, when traveling to Hawaii under this law would have to make sure to allocate at least one or two days to stand in line to register their firearms and undergo fingerprinting and a NICS check in addition to potential "extensive background checks for mental health concerns for certain individuals wishing to register guns," whatever that means, for a firearm they already legally possess. SB 69 leaves several things open to question or interpretation. For instance, it fails to define what constitutes an "extensive background check" or what constitutes a "mental health concern." Without proper definitions, these requirements remain open for interpretation by the local authorities. Further, could these "extensive background checks" turn a five-day hunting or shooting trip to the islands into ten days of psychoanalysis by the local police sergeant? In summary, what can be known for sure is that this bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. This is just another example of the anti-gun, anti-2nd Amendment philosophy that has insinuated itself into our nation and especially our

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Submitted on: 3/27/2013

Testimony for FIN on Mar 28, 2013 15:15PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Robbi Kean	Individual	Oppose	No

Comments: This bill is authorizing more harrassment and obstruction to our 2nd Amendment rights, causing double the registration procedures necessary - firearms would already have been registered and gone through background checks, etc. in the state where they were purchased. So, the fees for duplicating the work are unnecessary as is the additional waiting periods for the citizen.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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I support urgent passage of this bill to perform serious background checks on all guns and support 2nd ammendment rights of guns holding for all people and keep guns off wrong hands by taking background checks more seriously.

Troy Lopaka Abraham



**SB69**

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<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kristin Mack	Individual	Oppose	No

Comments:

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**SB69**

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Dana Jones	Individual	Oppose	No

Comments: You will not license a fisherman, which would add revenue to the state's coffers, but you will spend my tax dollars to take away my rights to bear arms, or in this case make it extremely difficult for me to protect my family if someday I do decide to own a firearm. Whoever votes on this horrible bill will not see my vote again. Leave my constitution rights alone!

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Testimony for the Twenty Seventh Legislature, Regular Session of 2013, State of Hawaii  
**COMMITTEE ON FINANCE**

**Thursday, March 28, 2013 3:15 P.M.**  
Conference Room 308

**Opposition to SB69 SD2 HD1:**

Rep. Sylvia Luke, Chair  
Rep. Scott Y. Nishimoto, Vice Chair  
Rep. Aaron Ling Johanson, Vice Chair

My name is William Smith. **Please note I am opposed to SB69 SD2 HD1.** There are currently existing laws governing the registration of firearms procured out of state. We need to enforce these existing laws without passing new laws which will require additional time and money from both visiting gun owners and overworked Police Firearms Registration departments.

The March 2013 Hawaii Attorney General's report shows that gun ownership in our Islands has surged over the last 12 years. The number of permits processed in Hawaii County alone climbed by 339% during that period, registrations 349%, and imported firearms 425%. Any legislation which would increase the workload on the various county Police Departments for the permitting and registration process in light of these recent trends is both counterproductive to visiting hunters/shooters and the respective county Police Registration departments.

I also believe passage of this bill will not affect public safety nor reduce gun violence. It will require tax payers dollars that need to be spent elsewhere. We should concentrate on prosecuting criminals with existing laws vs trying to implement legislation that will only bother hunters and shooters visiting Hawaii. The State needs to be mindful of individual second amendment rights while also trying to reduce gun violence, but this bill does nothing to reduce violence. The money to implement could be used for other things, and it may impact our economy by making it more difficult for visiting hunters and shooters to come to Hawaii. As far as closing a possible loophole for guns getting into the wrong hands, criminals will get guns without regards to rules or laws, but visiting hunters will be spending their monies somewhere other than Hawaii if we are not careful.

Governor Abercrombie, in his budget sent to the Legislature for 2013-2015, has listed a \$3.25 million budget item to plan, design, construct and equip a new shooting range in Kailua-Kona on the Big Island. Approved by the Board of Land and Natural Resources in February 2007 and advanced again by Governor Lingle's "Recreational Renaissance" but never funded, the proposal involves general-purpose rifle, pistol, 3-D bow hunting and archery ranges and a sporting clays course initially and then a 1,000-yard rifle, 100-yard airgun, action pistol, and pistol, rifle and trap and skeet ranges, an education center, rest rooms, picnic areas and parking. The U.S. Fish and Wildlife Service has already committed \$305,000. The site, a square mile of land within the Pu'uana'hulu Game Management area, immune from encroachment, is near the Kona hotels.

This proposed range complex for Kailua-Kona, if funded, can draw large national mainland shooting groups for rifle, pistol, shotgun, cowboy action, and handgun competitions during the winter months when their ranges on the mainland are covered with snow and ice. There is no range in the State that can accommodate this level of shooting sports. This range will bring extra money into our local economy. If we pass legislation which inhibits visiting hunters/shooters from coming to Hawaii, they may chose to spend their money somewhere else. Our economy cannot afford this potential loss of income.

It would make sense to use any funds available to increase number of police registration sites to include other police stations around the state, and to possibly have the registration departments open on Saturday mornings.

Thank you for your consideration on my position for this bill.  
William Smith  
1944 Puowaina Drive  
Hono, HI 96817-1733  
phone: 808-561-3692