STAND. COM. REP. NO. 2689

Honolulu, Hawaii

MAR 0 4 2016

RE: S.B. No. 2813

S.D. 1

Honorable Ronald D. Kouchi President of the Senate Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2813, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO GUARDIANSHIP,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require courts to forward to the Hawaii Criminal Justice Data Center all information from adult guardianship appointment orders, as requested by the Hawaii Criminal Justice Data Center, to be reported for inclusion in the National Instant Criminal Background Check System; and
- (2) Require the Hawaii Criminal Justice Data Center to maintain orders of appointment or information from orders of appointment for use in firearms permitting and registration.

Your Committee received testimony in support of this measure from the Department of the Attorney General.

Your Committee finds that there is a need to ensure that those who are mentally incapacitated do not have the opportunity to possess a firearm. Under existing laws, neither firearms sellers nor police have any way to know if an adult has been appointed a guardian. Implementation of this measure will enhance public safety by allowing guardianship appointment information to be shared with the National Instant Criminal Background Check

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System and disclosed to local law enforcement for the purposes of firearms permitting and registration.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2813, S.D. 1, and recommends that it pass Third Reading.

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

GILBERT S.C. KEITH-AGARAN, Chair

The Senate Twenty-Eighth Legislature State of Hawai'i

Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:* SB 2813 SD1	Committee Referral: Date:				/.
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)					
SHIMABUKURO, Maile S.L. (VC)					
GABBARD, Mike					
KAHELE, Kaiali'i					
KIM, Donna Mercado					
THIELEN, Laura H.					
SLOM, Sam					
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TOTAL	/	4			3
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original File with Committee R	Yellow eport Clerk's Office		Pink Goldenrod Drafting Agency Committee File Copy		

*Only one measure per Record of Votes