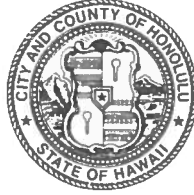


POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honoluluupd.org



KIRK CALDWELL
MAYOR

LOUIS M. KEALOHA
CHIEF

MARIE A. McCAULEY
CARY OKIMOTO
DEPUTY CHIEFS

OUR REFERENCE RR-DNK

February 26, 2016

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
House of Representatives
Hawaii State Capitol
415 South Beretania Street, Room 325
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

SUBJECT: House Bill No. 1813, Relating to Firearms

I am Richard C. Robinson, Major of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports House Bill No. 1813, Relating to Firearms.

Currently, the Hawaii Revised Statutes (HRS) articulates who may not own or possess a firearm. In this era of domestic terror and "lone wolf" terror attacks, keeping firearms out of the hands of those with ill intent is more important than ever. The Federal Bureau of Investigation has identified those individuals who are known or reasonably suspected of being involved in terrorist activities. Denying those persons access to an unlimited number of firearms is in the best interest of the State of Hawaii and the nation as a whole.

The HPD urges you to support House Bill No. 1813, Relating to Firearms.

Thank you for the opportunity to testify.

Sincerely,


Richard C. Robinson, Major
Records and Identification Division

APPROVED:


Louis M. Kealoha
Chief of Police



HAWAII

AMERICANS FOR DEMOCRATIC ACTION

OFFICERS

DIRECTORS

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George Simson
Emmanuel Zibakalam

PO. Box 23404
Honolulu
Hawaii'i 96823

Feb. 24, 2016

TO: Honorable Karl Rhoads, Chair; Honorable Joy A. San Buenaventura, Vice Chair; and Members of the House Judiciary Committee

RE: HB 1813 Relating to Firearms: SUPPORT

HEARNG DATE: Feb. 26, 2016, 2:00 p.m.

Americans for Democratic Action is a national organization founded in the 1950s by leading supporters of the New Deal and led by Patsy Mink in the 1970s. We are devoted to the promotion of progressive public policies.

ADA Hawaii Chapter supports HB 1813, as it would keep guns out of the hands of people who are listed in the federal Terrorist Screening Database. This is common sense. We don't need to be the next site of a terrorist shooting.

Thank you very much for considering the concerns of the Hawaii Chapter of Americans for Democratic Action.

Sincerely,

John Bickel
President

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 12:58 PM
To: JUDtestimony
Cc: HGHAWAII@GMAIL.COM
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Harvey Gerwig	Hawaii Rifle Association	Oppose	Yes

Comments: The Hawaii Rifle Association is STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We STRONGLY OPPOSE measure. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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Testimony Opposed to Rep. Rhodes Anti-Gun Laws

Dear Committee Members:

TAPP endorses all other comments expressing opposition to Rep. Rhodes' HB 1813, 626, and 2201. The carelessness, if not dishonesty, and lack of clarity and specificity in their drafting is an insult to the precedent in American Law by America's Founders who drafted the Declaration of Independence.

The standard for all American Law is best exemplified by the powerful, specific, and unambiguous 100 words that make us Americans beginning with "We hold these Truths to be Self-Evident ...".

On the other hand, I defy any group of more than 10 people to reach the same conclusion as to whether a person is "intoxicated" based on the law proposed by Rep. Rhodes. Further, from listening to Rep. Rhodes, I'm convinced the ambiguity is intentional -- just a "dishonest means justified by his own ends". An simple effort to acquire the power to impose his own will, and disarm voters, by hiding his intentions from the Public, and more importantly from his Peers, until bad law is passed with their help. So please don't be used.

I know you are all well educated in Law, so you understand words like "intoxicated" are unacceptable as a legitimate legal standard, because they are subjective, i.e. they allow for the Rule of Man by making the Rule of Law impossible. On that alone these Bills should be rejected.

I'll leave others to add the many other directly relevant flaws in these Bills. And for my part, as a suggestion that you first consider Rep. Rhodes' other claim to fame -- House "expert" in the Government Worker's Retirement System.

Yes. I understand in general, Retirement System, and gun confiscation are unrelated issues. However, when it comes to your credibility with voters, they share a common tie. Specifically, we all know the amount of time you have available to address thousands of Bills leaves you no choice but to base many decisions on recommendations from Peers you trust to be more familiar with some areas than you are.

Therefore, you often must stake your image in the eyes of voters on a bet your Peers will not mislead you. And on that basis, the result of reliance on Rep. Rhodes in other areas is tied to the level you can trust him not to lead you into embarrassment on this one.

So I will tell you as a 35 year Fellow of the Society of Actuaries whose credentials equal and mostly exceed those of the System actuary, you will share much blame for the decisions Rep. Rhodes led the House to make on the Retirement System over the past decades. Therefore, in your shoes I'd see the safest bet on these Bills being to reject them and move on to matters more important to voters right now. In case its of interest here are some specifics on where the System has been taken based on Rep. Rhodes advice.

As of June 30, 2000, the System was 103% Fully Funded. Per the Certified Actuarial Report, taxpayer liability was then only \$9.7 billion and the market value of assets was \$9.9 billion. Since then, retirement system expert Rep. Rhodes has assured you everything is under control. He's helped craft Bills (as poorly considered as these) to make it more secure. When it deteriorated, he told you for years "It's turned the corner". "Improvement is just a few years in the future". And heaven knows what else.

As of June 30, 2014 it was less than 50% funded. And, if you check, you will see that for the first time in the System's 80+ year history, the June 30, 2015 Annual Actuarial Report has been withheld from you and the Public during this legislative session -- I believe to hide the fact the "improvement right around the corner" isn't really there. More specifically, contrary to Rep. Rhodes stories, it's been in free fall ever since 2000. [And can you imagine what damage the assets suffered this year so far?]

So for what it is worth, if I stood in your shoes, I would look at the literal disaster to which Rep. Rhodes' past guidance on the Retirement System led the legislature. (From fully funded to a deficit that in \$ amount now exceeds the cost of 2 Rail Systems).

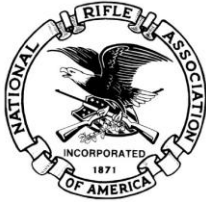
Regardless. Good luck and great success with your impossible job.

But with respect to these bills, please keep in mind that unlike mutual funds where past performance in no guarantee of future performance, when it comes to people, past performance is an excellent predictor of future results.

Besides, you and I both know that Hawaii has far more pressing matters to deal with than gun confiscation today. Matters whose resolution will unite voters behind you, and accomplish things of immediate concrete benefit. Ones that are driven by true needs, and not just by one legislators ego.

Therefore, please consider there's nothing to be gained by you, and perhaps embarrassing mistakes to be made, by going along with one legislators personal war on gun ownership.

Sincerely,
George L. Berish
for / The American Political Party



NATIONAL RIFLE ASSOCIATION OF AMERICA
INSTITUTE FOR LEGISLATIVE ACTION
(916) 446-2455 voice ▪ (703) 267-3976 fax
www.nraila.org

STATE & LOCAL AFFAIRS DIVISION
DANIEL REID, HAWAII STATE LIAISON

February 25, 2016

The Honorable Karl Rhoads
Chair, House Committee on Judiciary
Sent Via Email

Re: House Bill 1813 – OPPOSE

Chairman Rhoads:

On behalf of the Hawaii members of the National Rifle Association, we strongly oppose House Bill 1813.

The NRA does not want terrorists or dangerous people to have firearms, any suggestion otherwise is offensive and wrong; however, the NRA is opposed to a secret government list, which a large number of Americans mistakenly end up on every year, being used to deny individuals their constitutional right without proper due process of the law.

This legislation would affect law-abiding individuals who mistakenly end up on the list for unbeknownst reasons. The terrorist watchlist is not public record; both the list of individuals and the criteria used to determine who is added to the list, are secret. Additionally, there is no known process for being taken off of the list. Due process is a pillar of the American justice system, and a constitutionally protected right cannot, and should not, be taken away on the basis of a secretive or unsubstantiated accusation.

Further, when utilizing the National Instant Check System (NICS), individuals on the terrorist watchlist are already queried and denied a firearm if they are found to be a prohibited person. Additionally, law enforcement is already notified every time a person on the terrorist watchlist attempts to purchase a firearm. Law enforcement is then able to make a case by case determination on the appropriate follow-up for each circumstance.

Thank you for your attention and I ask that you oppose this unnecessary and unconstitutional piece of legislation.

Cordially,

Daniel S. Reid
State Liaison

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 7:58 PM
To: JUDtestimony
Cc: kimo501999@aol.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
James Revells	Valley Isle Sport Shooters	Oppose	No

Comments:

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Legislation: HB 1813

Prepared by: Robin Lloyd, State Legislative Director, Americans for Responsible Solutions Support

Testimony Prepared for the Judiciary Committee

February 26, 2016

Thank you, Chairman Rhoads and members of the Judiciary Committee for the opportunity to provide testimony in support of HB 1813, a bill to prohibit persons listed on the Terrorist Watchlist from purchasing firearms.

My name is Robin Lloyd and I am the State Legislative Director for Americans for Responsible Solutions. Former Congresswoman Gabby Giffords and her husband Captain Mark Kelly founded ARS to find commonsense solutions to gun violence in the United States. We work with advocates and legislators across the country, including here in Hawaii, to promote middle-of-the-road policies that will build safer communities.

The bill being debated here today, HB 1813, is one such policy that is critical to the safety and security of Hawaii. Despite both the Bush and Obama Administration's support for closing the terrorist gap, current federal law does not prohibit a person on the Terrorist Watchlist from purchasing firearms. Therefore the background check system generally cannot deny the sale.

Hawaii has the ability to act in the interest of our security where Congress and the federal government have failed. Every state, including Hawaii, has a statute that lists people prohibited by law from purchasing or possessing guns, and the background check system can deny a sale when state law prohibits the buyer from purchasing or possessing guns. People on the Terrorist Watchlist should be added to this list so those sales will be denied. The bill being heard today, HB 1813, would do just that. Across the country states are enacting legislation to prevent dangerous individuals from accessing firearms. Hawaii can lead the way by passing this legislation and keeping guns out of the hands of known and suspected terrorists.

According to a 2014 Indiana University study, guns have become a weapon of choice for terrorists in the United States. In total, there have been 17 terrorist attacks in the US since 9/11, with six attacks resulting in fatalities. All six of these fatal attacks involved firearms. The most recent example is that of San Bernardino, California where 14 people were shot to death. Almost all of these attacks involved "lonewolf" terrorists whose connections to organized terrorist groups like ISIS were limited. But it is only a matter of time before organized terrorist groups begin to actively employ mass shooters in the United States.

The background checks process already cross-references the Terrorist Watchlists for a gun buyer. So far, only New Jersey has taken action to prohibit known and suspected terrorists from purchasing firearms, although bills like this one are pending in 12 other states. When state police run a background check in New Jersey, the FBI informs them that the gun sale should be denied if an individual is on the list. The State Police have stated that they have

denied gun sales because of the law in New Jersey. Without the state law, the system wouldn't be able to deny the sale unless there is another prohibiting factor for someone purchasing a firearm.

The FBI cross-references multiple databases in the background check process. One database the FBI searches includes information from the Terrorist Watchlist that the Terrorist Screening Center has forwarded to the National Crime Information Center (NCIC). Because of this cross-referencing, we know that 2,233 people on the Terrorist Watchlist attempted to purchase guns from 2004 to 2014, and that 91% of the time the sale was approved. It is important to note that there is uncertainty around how and if the federal government can share this information with states, and there are ongoing conversations between the federal government and states to see what is possible. Congress can and should follow the request of successive Republican and Democratic administrations and close this loophole, but in the absence of such action, states are starting to act.

The gap in our law is alarming and dangerous. However, it doesn't have to be this way. Support for closing this loophole is overwhelming: 82% of gun owners and 75% of NRA members support legislation similar to HB 1813. States can and should take action.

I am glad to see that Hawaii is considering this important legislation that will prohibit people on the Terrorist Watchlist from possessing guns. Americans for Responsible Solutions strongly supports this legislation. Thank you.



LATE

46-063 Emepela Pl. #U101 Kaneohe, HI 96744 · (808) 679-7454 · Kris Coffield · Co-founder/Executive Director

TESTIMONY FOR HOUSE BILL 1813, RELATING TO FIREARMS

**House Committee on Judiciary
Hon. Karl Rhoads, Chair
Hon. Joy A. San Buenaventura, Vice Chair**

**Friday, February 26, 2016, 2:00 PM
State Capitol, Conference Room 325**

Honorable Chair Rhoads and committee members:

I am Kris Coffield, representing the IMU Alliance, a nonpartisan political advocacy organization that currently boasts over 350 local members. On behalf of our members, we offer this testimony in support of HB 1813, relating to firearms.

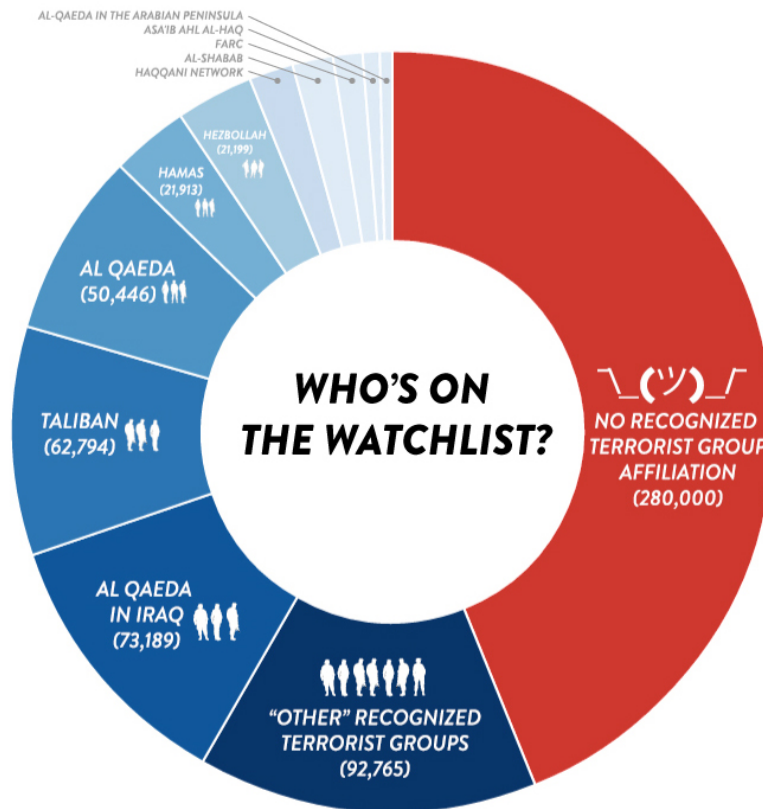
According to the Government Accountability Office, over the past 11 years, more than 2,000 suspects on the FBI's Terrorist Watchlist bought firearms in the United States. More than 90 percent of all suspected terrorists who tried to buy guns in America walked away with their weapon of choice during that time period. In 2014, 47 members of the Watchlist were approved for firearms purchases.

As Republicans in the United States House of Representatives continue to block passage of legislation banning suspected and potential terrorists from owning firearms, the general public broadly favors enactment of this exclusion. A 2012 Mayors Against Illegal Guns poll found that 71 percent of current or former NRA members and 80 percent of other gun owners support preventing suspected terrorists from purchasing firearms.

According to Terrorist Screening Center (TSC) Director Christopher M. Piehota, "Federal departments and agencies submit nominations of known or suspected international terrorists to the National Counterterrorism Center (NCTC) for inclusion in NCTC's Terrorist Identities Datamart Environment (TIDE) database. NCTC reviews TIDE entries and transmits entries to the TSC that include sufficient identifiers and are supported with information that meet the reasonable suspicion watchlisting standard. Similarly, the FBI collects, stores, and forwards information to the TSC relating to domestic terrorists that may have connections to international terrorism." Assuming that the Congressional Research Office's estimate that only 5 percent of people on the Terrorist Watchlist are U.S. citizens or permanent legal residents, then about 35,000-40,000 of the

approximately 700,000-800,000 people named on the Watchlist, as of 2014, would be ineligible to own weapons should they currently reside in or become residents of the State of Hawai'i.

At the time of this hearing, there have been 34 mass shootings in the U.S. in 2016, citing ShootingTracker.com, accounting for 51 deaths and 131 injuries. In 2015, there were 331 mass shootings, totaling 367 deaths and 1,317 injuries. Our state's strong control laws insulate us, somewhat, from mass shootings, but the fact remains that unstable individuals can become violent without warning, making the need to maintain and strengthen our gun laws all the more exigent. That said, **we urge you to pass a resolution, this session, calling on the FBI and TSC conduct a review of the Watchlist, with the goal of removing any names with "no recognized terrorist group affiliation,"** a group that comprises roughly 40 percent of Watchlist suspects according to classified government documents obtained in 2014 by *The Intercept*.



Mahalo for the opportunity to testify in support of this bill.

Sincerely,
Kris Coffield
Executive Director
IMUAlliance

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 1:41 PM
To: JUDtestimony
Cc: jenniferhairgrove@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jennifer Hairgrove	Individual	Support	No

Comments:

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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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 12:38 PM
To: JUDtestimony
Cc: jonagustine_lim@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jonagustine Lim	Individual	Oppose	No

Comments: I am writing to oppose this bill. The reason why this bill is so bad is because anyone can be administratively added to this screening database without due process of the law. This bill would violate a constitutional right without being convicted of a crime. Also, if someone is mistakenly added to the list, there is no recourse for correcting the violation. Please draft a more sensible bill. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 11:50 AM
To: JUDtestimony
Cc: refrey2001@yahoo.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Frey	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 11:43 AM
To: JUDtestimony
Cc: lhazama75@yahoo.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Layne Hazama	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 3:01 PM
To: JUDtestimony
Cc: macsak@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
steven a kumasaka	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 2:56 PM
To: JUDtestimony
Cc: yujin734@hawaii.rr.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Cecil E. Haverty	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 4:54 PM
To: JUDtestimony
Cc: bisaacso@hawaii.edu
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

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

Comments: This bill was written by someone with little or no understanding of the protections of due process delineated by the Constitution as a way to show that they were "doing something" about "the problem with guns". No one should lose their basic rights due to being placed on a list that they have no way to access, no way to defend themselves and no way to find out if they are on the list, and no way to get off the list. This bill fails Constitutional muster on several levels and anyone who supports it has little or no understanding of the Constitutions and the due process provisions therein. No conviction - no loss of rights.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 6:44 AM
To: JUDtestimony
Cc: davebrilliant@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
David Brilliant	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 8:21 PM
To: JUDtestimony
Cc: oldskipper1@hotmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Edward Hampton	Individual	Oppose	No

Comments: The "Terrorist Screening Database" is rife with errors in identifying people. The recourse offered by the federal agencies involved can take years to rectify the problem, resulting in the denial of Constitutional rights to innocent individuals placed on this list in error. Until such a time as these problems are corrected, this law shouldn't be passed.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 6:38 PM
To: JUDtestimony
Cc: williamrandysmith@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
William R Smith	Individual	Oppose	No

Comments: I strongly oppose this bill. Simply being on a federal terrorist screening list should not be cause for losing 2nd amendment rights and class C felony. Seem like this does not allow for due process. If those people who were on the list were actually screened or vetted, AND if there we reasons to justify surrender or disposal AFTER this case by case vetting, that would be different. Simply being on a list should not directly lead to surrender, disposal, and a class C felony violation. Again, I strongly oppose this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 6:16 PM
To: JUDtestimony
Cc: achilles.kealoha@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Quentin Kealoha	Individual	Oppose	No

Comments: Too many people are accidentally put on the terrorist screening list. The DHS, under this current federal administration, has classified Veterans returning from war as potential terrorists, which means that they may also be included on this list. If you support this piece of legislation, you support denigration of veterans and service members who fought on this country's behalf. OPPOSE.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 23, 2016 5:54 PM
To: JUDtestimony
Cc: dnrhand@aol.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/23/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
David Soon	Individual	Oppose	No

Comments: I like the idea, but have reservations about the accuracy of the list. Wasn't there a us senator mistakenly added to the list?

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TESTIMONY TO THE HOUSE COMMITTEE ON PUBLIC JUDICIARY

ON

H.B. 1813 Relating to Firearms

26 February 2016

2:00 P.M.

Conference Room 325

by

Scott W. Smart

Chairman Rhoads, Vice Chairman San Buenaventura and members of the House Committee on JUD:

I am testifying AGAINST H.B. 1813 as a citizen.

New subsection 134-7(g) proposes that:

"No person who is named on the consolidated Terrorist Screening Database maintained by the Terrorist Screening Center that is administered by the Federal Bureau of Investigation shall own, possess, or control any firearm or ammunition therefor."

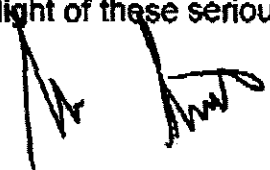
Further, the bill creates a new Class C felony for violations of this subsection.

This bill is bad public policy. The "Terrorist Screening Database" AKA "watchlist" has been documented by a U.S. Department of Justice Inspector General's audit to be poorly maintained. The criteria used to place individuals on the watchlist are poorly known, but as a result of leaked documents (National Counterterrorism Center "Watchlist Guidance" of March 2013) it appears that the criteria include "reasonable suspicion", as well as family members or "associates" of persons with "reasonable suspicion". As discussed in that document "concrete facts" are not required for a finding of "reasonable suspicion". Thus criteria for nomination to the "watchlist" fall far short of that required for a finding of "probable cause" and there are no due-process rights provided for those nominated to the list.

Further, this bill creates a Class C felony for violations. Thus, being placed on this secret watchlist could result in a firearm owner being deemed a felon without any way of knowing that he is committing this crime.

This could have the Orwellian-result that an otherwise law-abiding firearm owner could be placed on a secret list with no way to contest this action, and subsequently be convicted of a felony which then deprives him of the right to keep and bear arms for life.

In light of these serious concerns I ask that you VOTE NO on this bill.



Scott W. Smart
94-210 Kakaili Pl
Mililani, HI 96789
(808) 627-1220

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 12:20 PM
To: JUDtestimony
Cc: dennisdjou@hotmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dennis Djou	Individual	Oppose	No

Comments: I oppose this bill

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 12:18 PM
To: JUDtestimony
Cc: divinhawaii@hawaii.rr.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

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

Comments: Aloha, Please represent your community and the State of Hawaii when voting for this bill. This proposed bill is unconstitutional and removes the 2nd amendment of our constitution that you have sworn to uphold. I agree that it sounds good to remove firearms from Terrorists hands. However, you do not know the requirements for a person to be added to this Federally created list. Without knowing this, you cannot in good mind make this a law and possibly infringe upon the rights of our citizens. In addition, no one in Hawaii can obtain a firearm without passing one of the more stringent processes in the nation. This is not an issue in Hawaii and is useless legislation. This is a federal list and a federal issue. Vote no for this bill and spend your time as our paid representatives handling more important issues. Sincerely, Capt. Nick Fidelibus

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 1:39 PM
To: JUDtestimony
Cc: commando.squat@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
CARL LEOTA	Individual	Oppose	No

Comments: I oppose this bill because of the flaw in the system. Listing names of people who are in good standing no fault of theirs. With out any recourse to remove their name even when the error has been recognized. During which time they are subject to a law aim at stripping their right to possess a firearm. Were is the due process?

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 2:37 PM
To: JUDtestimony
Cc: dean.shima@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dean Shimabukuro	Individual	Oppose	No

Comments: I oppose this measure because it relies on a flawed system for identifying individuals who will be singled out and prevented from exercising a Constitutionlly-protected Right without adequate due process.

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I oppose House Bill 1813 which would prohibit any individual whose name is added to the deeply flawed and inaccurate Terrorist Watch list, from owning or possessing firearms. This secret government list would strip law-abiding individuals of their constitutional rights without due process.

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:33 PM
To: JUDtestimony
Cc: aaronkondo@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Aaron Kondo	Individual	Oppose	No

Comments: This bill represents a serious constitutional issue. There is no due process for the person in the Federal Database as they have not been accused or convicted of a crime. A watch list does not constitute probable cause to seize a person's firearms. This has not been a problem in the state of Hawaii and this is a wasteful bill that would further tax the resources of law enforcement in our state.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:28 PM
To: JUDtestimony
Cc: boobobear26@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Debbie Okamura	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:25 PM
To: JUDtestimony
Cc: arianoff@aol.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Gregory Arianoff	Individual	Oppose	No

Comments: This proposed Bill, HB 1813, which would prohibit any individual whose name is added to the deeply flawed and inaccurate Terrorist Watch list, from owning or possessing firearms. This secret government list would strip law-abiding individuals of their constitutional rights without due process.

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I, Sean Dupuis, a resident of Kahaluu and an upstanding law abiding citizen, oppose HB 1813. There is no right board and fly airplanes, so the many stories of toddlers being denied a flight because they share the name of someone on a watchlist are merely outrageous. Using a secret and famously flawed list to deny citizens a civil right without any due process or means of recourse goes far beyond outrageous. This bill represents a mockery of justice clothed in good intentions. You may as well deny everyone of, say, Arab descent the right to keep and bear arms; it would have the same fairness as this proposal. If you care at all about liberty and equality, stand against this.

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 10:33 AM
To: JUDtestimony
Cc: pj3467@aol.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
PJ Long III	Individual	Oppose	No

Comments: On its face, this bill seems logical and necessary. I support the intent of this proposal. However, like much of proposed legislation relating to firearms, this bill lacks specificity. Many people have been added to the terrorist watch list that do not belong on it, having one's name removed from that list is nearly impossible. Once again, I wish to point out that there is no Due Process involved with this measure; no court or judge to oversee how an individual's 2nd Amendment rights are forfeited if they are added to this list. Please add a mechanism for the possible restoration of these rights or oppose it completely. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 10:21 AM
To: JUDtestimony
Cc: rickbratt@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Rick Bratt	Individual	Comments Only	No

Comments: Please vote no on this bill. It would remove a constitutionally guaranteed right without due process and violates the 4th amendment.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:57 AM
To: JUDtestimony
Cc: schick.jason.a@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jason Schick	Individual	Oppose	No

Comments: I am highly opposed to this bill, it does not afford the allegedly accused to defend their position. Due process is part of our constitution specifically the Fifth Amendment. Please consider the constitution when ever bringing forth new bills. Protect our Second Amendmenment.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:39 AM
To: JUDtestimony
Cc: a_roberts_84@yahoo.co.uk
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Andrew Namiki Roberts	Individual	Oppose	No

Comments: I am strongly opposed to this Bill, The database is maintained and compiled without criminal conviction or due process many people who are not "Terrorists" are added to the list without cause. They are added for disagreements with TSA agents, They are added because of similar or same names as people of interest and once added its near impossible to get off the list. The current database contained over 1 million people. that is around 1/2 a% of Americas population who under this law would be disqualified from owning a firearm without any due process and without any method of recourse. There is just as much chance you or I could accidentally end up on this list as a Terrorist.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:29 AM
To: JUDtestimony
Cc: tom1.galli@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Tom Galli	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:24 AM
To: JUDtestimony
Cc: arniemaui@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Chris Arnold	Individual	Oppose	No

Comments: STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication.

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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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:19 AM
To: JUDtestimony
Cc: scott_shimoda@hotmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
scott shimoda	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:12 AM
To: JUDtestimony
Cc: kevinjmulkern@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kevin Mulhern	Individual	Oppose	No

Comments: I STRONGLY OPPOSE this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and it would remove a person's constitutional rights without adjudication.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:10 AM
To: JUDtestimony
Cc: susan.mulkern@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Shaheen Mulkern	Individual	Oppose	No

Comments: I STRONGLY OPPOSE this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and it would remove a person's constitutional rights without adjudication.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:04 AM
To: JUDtestimony
Cc: toddyukutake@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Todd Yukutake	Individual	Oppose	No

Comments: This law is unconstitutional as it restricts our rights without any due process and there is no way to be taken off the terrorist watch list.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 8:57 AM
To: JUDtestimony
Cc: danmorris@outlook.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dan Morris	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 8:31 AM
To: JUDtestimony
Cc: info@roby-inc.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Byon Nakasone	Individual	Oppose	No

Comments:

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Sent: Thursday, February 25, 2016 8:23 AM
To: JUDtestimony
Cc: macooper.1941@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Max Cooper	Individual	Oppose	No

Comments:

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Sent: Thursday, February 25, 2016 8:20 AM
To: JUDtestimony
Cc: koakahu@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
T. Merrill	Individual	Oppose	No

Comments: Oppose. While an excellent measure on its front end, on the back end it is Orwellian in nature. This measure ties into a database that is fraught with errors of all types. Without a method in the measure in which to adjudicate an error, it is simply a tyrannical measure. 'Sorry, the answer is NO because you show up on a secret list that even we can't see the details of' is NEVER a phrase that an American should hear from any level of government! Oppose until such time as an adjudication measure for wronged individuals can be placed alongside the punitive section. Thank you!

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Sent: Thursday, February 25, 2016 8:17 AM
To: JUDtestimony
Cc: laughlin@hawaii.rr.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Laughlin Tanaka	Individual	Oppose	No

Comments: I strongly oppose this bill. Laughlin Tanaka

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 8:13 AM
To: JUDtestimony
Cc: bizkellam@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Elizabeth Kellam	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 8:00 AM
To: JUDtestimony
Cc: lanimauikau@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
ROBERT	Individual	Oppose	No

Comments: Prohibits a person listed in the federal Terrorist Screening Database from owning, possessing, or controlling a firearm or ammunition. HRA is STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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Institute for Rational and Evidence-based Legislation

P. O. Box 41

Mountain View, Hawaii 96771

February 25, 2016

Judiciary Committee Chair, Vice Chair, and Members,

Please vote NO on HB1813.

I'm sure all the members of the committee have done their due diligence and carefully researched the multitude of problems with the "Terrorist Screening Database" which HB1813 would use as the standard to deny law-abiding Hawaii citizens, without any due process whatsoever, of their fundamental individual natural/God-given enumerated Constitutionally-guaranteed civil right to keep and bear arms, but I am entering this into the public record not for the already well-informed committee members, but for the general public who may not be so well-educated about the numerous problems with the "Terrorist Screening Database", and might be puzzled by your votes against this bill, having the ill-informed and mistaken idea that legislators "want terrorists to have guns". We all know, of course, that nothing could be further from the truth. We need only look to all the other bills filed and working their way through the Hawaii legislature with broad support to clearly see that many Hawaii legislators want to remove access to firearms from a far wider group of citizens than merely "terrorists".

The problems with the "Terrorist Screening Database" are many, far too many to go into here, so I will simply briefly mention a few of the problems so the public knows that HB1813 would not serve the citizens of Hawaii.

Firstly, no one knows if they are on the "Terrorist Screening Database" until they try to travel or engage in some other activity, such as attempting to purchase a firearm and undergoing a required background check, when they are "flagged". Senator Ted Kennedy (among other well-known public figures) was on the list (he was also on the much smaller "No Fly" list) and stopped numerous times from boarding airplanes. This was apparently because he had a name similar to a person who was a member of the Irish Republican Army who had blown his arms off while constructing an explosive device. I guess the "Terrorist Screening Database" forgot to mention "no arms" as part of it's description, or perhaps the database did include that descriptive information, but out of an abundance of caution Kennedy was prohibited from boarding on the possibility that "those could be prosthetic robotic arms". Who knows? What we do know is that Kennedy of course, over a period of many months managed to get his name off the "No Fly List"/"Terrorist Screening Database" eventually. Regular citizens are not so lucky. One person was on the list for TEN YEARS before finally getting the case into court where it was discovered that it was a clerical error that had placed them on the list, and then the lack of due process options that kept them on the list.

There is no due process by an independent outside means, such as a court (except after many years and spending tens of thousands of dollars), for redressing one's mistaken appearance on the "Terrorist Screening Database". There is a process, but it is inadequate, as addressed by several reports by the U.

S. Department of Justice Office of the Inspector General. “[T]he TSC’s [Terrorist Screening Center] redress activities identified a high rate of error in watchlist records. In addition, we believe the TSC needs to address the timeliness of redress complaint resolutions.”

How high is the error rate and how many people are so effected? From the same report by the Inspector General: “We examined 105 records subject to the routine quality assurance review and found that **38 percent** of the records we tested continued to contain errors or inconsistencies that were not identified through the TSC’s quality assurance efforts.” How many people does a 38% error rate become? “The watchlist database continues to increase by an average of over 20,000 records per month and contained over 700,000 records as of April 2007.”

The nine years since that publication until February 2016 would mean an increase of 2.120,000 names on the list, bringing it to a total of 2,820,000 names. At an error rate of 38%, that would mean that 805,600 of those named on the list are on the list in error. That is a significantly large number of people who would be denied their rights without due process, simply due to government incompetence.

Now, what are the criteria for being placed upon the list in the first place, even if it weren't riddled with such a high degree of errors? “The TSC’s general criterion for including a record in the consolidated watchlist database is that the nominating agency must have provided evidence of a nexus to terrorism.” Please note that “nexus to terrorism” includes people who might be neighbors, co-workers, relatives, acquaintances, etc. of a person who may (or may not) have some legitimate “nexus” to actual real-world terrorist activity. This criterion is far too broad and vague and obviously, as the Inspector General notes: “[T]he database contains records for individuals that should not be watchlisted.”

There are at least one million names, maybe two million or more on the "Terrorist Screening Database". If you go to the FBI website where they address their process for redressing possible errors in the database, they assure us that they have “**AN** attorney on staff [emphasis added]” to address such issues. That's one busy attorney.

A recently discussed concern is that this being a “domestic” (not “international”) database is that the criteria for including (only) American citizens in this database may include perfectly legitimate and lawful First Amendment-protected political speech, and yet such activity results in placement on the "Terrorist Screening Database". There is much evidence that such is the case, and this raises concerns about government overreach and the “chilling effect” such terrorist designation has upon lawful activities protesting government actions. One has to wonder with such broad and vague criteria that perhaps even people submitting strongly-worded public testimony to government agencies opposing what such citizens view as tyrannical unconstitutional policies and laws, and perhaps using accusatory language regarding failure by politicians to uphold their oath of office to uphold the Constitution, might end up on such a list. Is that what the founders had in mind with the First Amendment?

There are many more problems with the "Terrorist Screening Database" and thus the idea that it should be used for denying law-abiding citizens of Hawaii their rights, but the above ought to be sufficient to allow previously uninformed citizens to see the wisdom of defeating HB1813.

thank you,
George Pace

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 7:38 AM
To: JUDtestimony
Cc: ptong8@sbcglobal.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Philip Tong	Individual	Oppose	No

Comments: I OPPOSE this bill. Too many holes with this "terrorist database" to begin with, no due process, lack of public info or procedure

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Sent: Thursday, February 25, 2016 7:22 AM
To: JUDtestimony
Cc: cvaldez001@hawaiiantel.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

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

Comments: I strongly apposed

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Sent: Thursday, February 25, 2016 7:16 AM
To: JUDtestimony
Cc: davidty49@hotmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
DAVID	Individual	Oppose	No

Comments: Prohibits a person listed in the federal Terrorist Screening Database from owning, possessing, or controlling a firearm or ammunition. HRA is STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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Cc: ned@geochemist.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
WILLIAM MURPHY	Individual	Oppose	No

Comments: This bill attempts to supercede Constitutional rights and undermine due process to Citizens. Please resolve the conflicts with HRS 134. I oppose this bill.

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To: JUDtestimony
Cc: drakiir@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kainoa Kaku	Individual	Oppose	No

Comments: There is no due process associated with the no fly list or the federal Terrorist Screening Database. If a person is erroneously put onto either list it takes years to be removed from it, ask Ted Kennedy. What's worse is that even the individuals that represent the organizations that make these lists are unable to provide the criteria for which one is added. This bill is completely unconstitutional.

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Sent: Thursday, February 25, 2016 7:01 AM
To: JUDtestimony
Cc: mauifarrier@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Gretchen Cardoso	Individual	Oppose	No

Comments: Please do not move forward with this bill. It is deeply flawed. If someone is placed on a terrorist watch list in error, how are they removed? Are they ever able to regain their freedom? Free speech is at stake here. Anything a person says or does could cause them to be erroneously placed on this list and then they loose their 2nd amendment rights. The list itself could become abused or misused. Thank you for considering my testimony. Mahalo.

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Sent: Thursday, February 25, 2016 6:27 AM
To: JUDtestimony
Cc: macsak@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
steven a kumasaka	Individual	Oppose	No

Comments:

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Sent: Thursday, February 25, 2016 5:54 AM
To: JUDtestimony
Cc: russell.takata@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Russell Takata	Individual	Oppose	No

Comments: I strongly OPPOSE this bill. This is essentially railroading citizens' Constitutional rights out of existence. Due process is grossly absent. I am hopeful that committee members realize the bill's adverse result and hold this bill.

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Sent: Thursday, February 25, 2016 5:23 AM
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Cc: joel@prymis.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Joel dela Cruz	Individual	Oppose	No

Comments: This is unconstitutional! Where's the due process for a constitutional right? As legislators you swore to uphold this Constitution of the United States.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 4:25 AM
To: JUDtestimony
Cc: davebrilliant@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
David Brilliant	Individual	Oppose	No

Comments:

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HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Vernon Okamura	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 3:44 AM
To: JUDtestimony
Cc: shyla.moon@ymail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Shyla Moon	Individual	Oppose	No

Comments: Leave the gun laws to the federal government. Strongly oppose.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 3:38 AM
To: JUDtestimony
Cc: pcramil@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Phil Ramil	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:38 AM
To: JUDtestimony
Cc: jkjworld@yahoo.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jeffrey Chang	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:31 AM
To: JUDtestimony
Cc: fchantavong@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Francis Chantavong	Individual	Oppose	No

Comments: I STRONGLY OPPOSED this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 12:28 AM
To: JUDtestimony
Cc: mttrandles@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Matthew Randles	Individual	Oppose	No

Comments: I highly oppose this bill due to the fact that one can so easily be put onto this "list", possibly without having done anything wrong, yet to be taken off said list is "nearly impossible". Such actions should be considered terroristic in themselves.
#AMERICA

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February 24, 2016

To the Honorable Karl Rhoads and members of the Judiciary Committee

I am writing concerning HB 1813 relating to firearms. I was denied firearm registration a few years ago here in Hawaii because I was placed in the NICS database for an incident which occurred in 1991 in Los Angeles, California where I used to live. The Brady Bill had not yet been passed by Congress but I was retroactively placed in the NICS database without my knowledge or consent once the bill was passed. A mistake was made by the hospital involved in a psychiatric hospitalization which should have cleared me from any mental issues. The court came into the hospital and decided I should be released prior to certification. The hospital reported to the State of California before and not after my release which was an error. The documentation relating to my release has been lost by the agency responsible for keeping a record of it. I went to great lengths of trying to retrieve it but records for 25 years ago in this case may be lost or removed.

I am unable to defend myself or family with a firearm permanently due to this error. The agency responsible (State of California) for placing me in the NICS database has refused to withdraw my placement on it despite my appeals to them and NICS. This has not only cost me my 2nd Amendment rights but prevented me from getting a career in law enforcement or any type of employment which requires a firearm. I have been certified by a medical doctor licensed in the State of Hawaii that I have no mental issues. This was not sufficient for the HPD (Honolulu Police Department) firearms registration office to allow me to register a firearm. This bill HB 2632 would continue the unfair and un-Constitutional laws which have been used against me. I am absolutely sure that many others have been unfairly processed in this system as well. This system has not made anyone safer here in Hawaii. It has had the opposite effect instead. People are unable to defend themselves, their homes and businesses, or their families against gangs and criminals. Gangs and criminals do not obey the law. Legislating against everyone does not prevent criminals or gangs from committing crimes. It only prevents law abiding citizens from exercising their Constitutional rights.

This body should not be in the process of incrementally taking rights away from citizens. Is this your purpose? On the face of it the bill seems to make sense but what about situations where people have been victimized by the bureaucratic process? What about cases where a person is healed after having a psychotic incident or other type of behavior? What about mistakes made by employees of a hospital or government? Nameless and unelected government officials refuse to correct their mistakes and are unaccountable to the people. Due process requiring judicial input in a court of law should be required for all bills such as these which take away the peoples rights. Please do not pass this bill. I believe you should make your time worthwhile by repealing bills such as these and implementing the spirit and letter of the law in our US Constitution for the people of Hawaii. Thank you.

Sincerely,

Larry Fenton

February 24, 2016

To the Honorable Karl Rhoads and members of the Judiciary Committee

I am writing concerning HB 2632 relating to firearms. I was denied firearm registration a few years ago here in Hawaii because I was placed in the NICS database for an incident which occurred in 1991 in Los Angeles, California where I used to live. The Brady Bill had not yet been passed by Congress but I was retroactively placed in the NICS database without my knowledge or consent once the bill was passed. A mistake was made by the hospital involved in a psychiatric hospitalization which should have cleared me from any mental issues. The court came into the hospital and decided I should be released prior to certification. The hospital reported to the State of California before and not after my release which was an error. The documentation relating to my release has been lost by the agency responsible for keeping a record of it. I went to great lengths of trying to retrieve it but records for 25 years ago in this case may be lost or removed.

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Sincerely,

Larry Fenton

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 11:38 PM
To: JUDtestimony
Cc: ptong8@sbcglobal.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Philip Tong	Individual	Oppose	No

Comments: Oppose! This is just layering more bad law on top of bad law to begin with.

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I am STRONGLY OPPOSED to this bill HB 1813 because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication.

I could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 11:24 PM
To: JUDtestimony
Cc: koryohly@outlook.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kory Ohly	Individual	Oppose	No

Comments: I oppose HB1813, which seeks to deny free citizens their right to own a firearm merely because they are on a federal watch list. Do you really want to take away a person's second amendment rights without due process? How about the first amendment? Are you going to take that away too? Without due process, no one should be denied their freedoms. If they've done something so terrible as to deserve losing their freedom, then you should LITERALLY take away their freedom. Arrest them. And if you don't have grounds to do that, then they are free, and should be free to defend themselves. It is tiresome how in response to scary situations such as terrorism, some people try to pass irrational and ineffective laws. From a different point of view (in case you're ok with denying a citizen their constitutional rights), does prohibiting the legal ownership of firearms prevent crimes by any potential criminal or terrorist? Is that really their only recourse to cause harm? Buying a firearm legally? Of course not. They can acquire them illegally. They can use arson, knives, explosives, etc. Instead of trying to legislate away danger, be realistic. Get armed to fight evil.

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Cc: heaviescc@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Brendon Heal	Individual	Oppose	No

Comments: The terrorist database has been proven time and time again to be flawed and ineffective. The loss of a guaranteed right because a person is summarily placed on a "secret list" is preposterous and against the very core this country was founded on. NO citizen of the United States of America should lose a civil right without DUE PROCESS OF LAW. I am strongly against this bill, any American Citizen should be as well, and it should be struck down immediately.

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Cc: k3014@yahoo.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Keola	Individual	Oppose	No

Comments:

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Sent: Wednesday, February 24, 2016 11:06 PM
To: JUDtestimony
Cc: carlo.barbasa@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Carlo Barbasa	Individual	Oppose	No

Comments: My main reservation concerning HB1813 is that a free man's 2nd amendment rights rely on an inaccurate, seemingly random system that is the Terrorist Screening Center Database. I'd like to present a few excerpts from the Follow-Up Audit Report 07-41, Sept. 2007 from the Office of the Inspector General, Audit Division, U.S. Department of Justice. As in this is the 2ND time the TSC was audited. (<https://oig.justice.gov/reports/FBI/a0741/final.pdf>) "We examined 105 records subject to the routine quality assurance review and found that 38 percent of the records we tested continued to contain errors or inconsistencies that were not identified through the TSC's quality assurance efforts. Although the TSC had clearly increased its quality assurance efforts since our last review, it continues to lack important safeguards for ensuring data integrity, including a comprehensive protocol outlining the agency's quality assurance procedures and a method for regularly reviewing the work of its staff." "Furthermore, inaccurate, incomplete, and obsolete watchlist information increases the chances of innocent persons being stopped or detained during an encounter because of being misidentified as a watchlist identity." "Additionally, the TSC's redress reviews have identified that the database contains records for individuals that should not be watchlisted and that some watchlist records are inaccurate or incomplete. We believe that these results provide a further indicator that watchlist data needs continuous monitoring and attention. We also believe that the TSC should use information related to terrorist watchlist identities that are frequently the subject of watchlist encounters to proactively initiate redress reviews before complaints are filed." Allow me to restate..."inaccurate, incomplete, and obsolete watchlist information increases the chances of innocent persons being stopped or detained during an encounter because of being misidentified as a watchlist identity." Until the TSC is improved, I cannot, in good conscience support this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 11:05 PM
To: JUDtestimony
Cc: astin.crawford@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
astin crawford	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 10:36 PM
To: JUDtestimony
Cc: zon@zonarch.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Zon Sullenberger	Individual	Oppose	No

Comments: The Federal Terrorist watch list is not a valid basis for removing someones fundamental Constitutional rights. It is too easy to be put on the list, nearly impossible to know if you are on the list, and nearly impossible to get yourself off the list if you are put there un-deservedly. Even the late Senator Ted Kennedy was put on the "no-fly" list. The lists are "name based" and not "identity based", so it is too easy to find yourself on the list for having a similar name, without any evidence of actual terrorist activity. Further, there is no adjudication in placing you on the list. This creates a situation that is ripe for abuse and mis-use. Please vote NO on this ill-conceived "feel-good" measure.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 9:57 PM
To: JUDtestimony
Cc: ceruti@earthlink.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dr Marion Ceruti	Individual	Oppose	No

Comments: I STRONGLY OPPOSE this bill for the following reasons: 1. Many people who are listed in the Terrorist Screening Database are not US citizens. Some of them are convicted felons who are already prohibited from firearm ownership. This bill represents a useless duplication of effort in these cases at a time when waste, fraud and abuse in government need to be eliminated, not expanded. 2. Many people who have been put on to this list that did not belong on the list. They were on it because their name sounded like that of a terrorist. Children have been known to be on it! Getting off the list is next to impossible, even for an innocent person. Moreover, there is no requirement to notify anyone that they are on the list. 3. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. 4. If some US citizens who are not felons are so dangerous that they need to be on this list, why are they not arrested and charged with a crime? 5. What is to stop a the database administrator of this list from adding the names or people that he or she does not like? 6. As a retired Navy scientist with 25 years of experience with Federal Government databases, I would not want any government database, with all its flaws and errors, to get between me and my constitutional rights. 7. This bill represents a clear and present danger to the constitution of the United States, the rights of the people of the State of Hawai'i, and the rule of law.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 9:43 PM
To: JUDtestimony
Cc: dandeknis@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Frank D Deknis	Individual	Oppose	No

Comments: STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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To: JUDtestimony
Cc: oldmanbru@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Bruce F Braun	Individual	Oppose	No

Comments:

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Sent: Wednesday, February 24, 2016 8:42 PM
To: JUDtestimony
Cc: ramironoguerol@hotmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ramiro Noguerol	Individual	Oppose	No

Comments: I STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 8:20 PM
To: JUDtestimony
Cc: rage50rider15@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Brandon Elizares	Individual	Oppose	No

Comments: I strongly Oppose..

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Sent: Wednesday, February 24, 2016 5:56 PM
To: JUDtestimony
Cc: jfarrar001@aol.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
john w farrar	Individual	Oppose	No

Comments: Speaking in opposition to this legislation. This list would strip law-abiding individuals of their rights without due process. What specific criteria would cause your name to be added to this list. Further what would be the process to have your name removed if you were to be placed on the list in error. In the meantime your firearms would have been confiscated.

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Sent: Wednesday, February 24, 2016 5:54 PM
To: JUDtestimony
Cc: shreda58@aol.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Aaron Asuncion	Individual	Oppose	No

Comments:

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To: JUDtestimony
Cc: c_t210@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kelly Moore	Individual	Oppose	No

Comments: This bill is a crime against the citizens. Where is the due legal process in this bill? This must be stopped.

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To: JUDtestimony
Cc: mimiface@aol.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Michael Orr	Individual	Oppose	No

Comments: I am STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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Sent: Wednesday, February 24, 2016 4:54 PM
To: JUDtestimony
Cc: aliomanual@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Albert Morgan	Individual	Oppose	No

Comments: This bill is deeply flawed in that it does not provide DUE PROCESS to those that may be affected by enactment. DUE PROCESS IS A RIGHT IN THIS COUNTRY!

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To: JUDtestimony
Cc: orrm002@hawaii.rr.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Marlene Orr	Individual	Oppose	No

Comments: I am STRONGLY OPPOSED to this bill because there are many people who have been put on to this list that did not belong on the list and getting off the list is next to impossible, even for an innocent person. Persons can be placed on this list who have not been adjudicated with any of the disqualifying characteristics spelled out in HRS 134. There is NO DUE PROCESS exhibited in this bill and would remove a persons Constitutional rights without adjudication. We could support this measure if it were amended such that PROOF of disqualifying crimes or mental conditions were investigated by HPD and presented to the applicant at the time of permit denial, not merely the applicant's appearance on this often erroneous list.

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Sent: Wednesday, February 24, 2016 4:43 PM
To: JUDtestimony
Cc: eyeeatingfish@hotmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Matt	Individual	Oppose	No

Comments: This does not need to be done at the state level. The state has no ability to control who is on the terrorist watch list. The terrorist watch list is also questionable in terms of due process. You cannot deny someone their constitutional right but not give them the right fight against it. Furthermore the list is not public, so a person might not know they are on the list. You cannot convict someone of a crime in which they are unable to know they are on a secret list which makes that thing a crime.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 24, 2016 3:53 PM
To: JUDtestimony
Cc: mauiarms@maui.net
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Mark Genovese	Individual	Oppose	No

Comments: Please no more gun bills

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Sent: Wednesday, February 24, 2016 3:42 PM
To: JUDtestimony
Cc: pitahui@yahoo.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/24/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Philip PEarson	Individual	Oppose	No

Comments: This is a bad bill as there have been many reports of innocent people added to the error watch list without due process and no recourse in getting removed or even getting information as to why they are on the list. Some people, including famous ones, have been added to the list simply purchasing a one-way ticket or having a name similar to a bad person. It has been reported that once on the list it is very difficult if not impossible to be removed.

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Sent: Thursday, February 25, 2016 1:42 PM
To: JUDtestimony
Cc: AKOE002@hawaii.rr.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Eric Ako DVM	Individual	Oppose	No

Comments:

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LATE

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 4:20 PM
To: JUDtestimony
Cc: perhansahi@gmail.com
Subject: Submitted testimony for HB1813 on Feb 26, 2016 14:00PM

HB1813

Submitted on: 2/25/2016
Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Pete Wilson	Individual	Support	No

Comments: Remove firearms from all those deemed unfit for their possession.

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Sent: Thursday, February 25, 2016 9:33 PM
To: JUDtestimony
Cc: laub008@hawaii.rr.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016
Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

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

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 11:28 PM
To: JUDtestimony
Cc: Geebumboy@yahoo.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*



HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Edward	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 25, 2016 9:20 PM
To: JUDtestimony
Cc: dylanarm@hawaii.edu
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

LATE

HB1813

Submitted on: 2/25/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dylan Armstrong	Individual	Support	No

Comments:

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To: JUDtestimony
Cc: wekeis333@gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/25/2016
Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Tony Sylvester	Individual	Oppose	No

Comments:

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Sent: Friday, February 26, 2016 7:59 AM
To: JUDtestimony
Cc: jan.schwarzenberg01@Gmail.com
Subject: *Submitted testimony for HB1813 on Feb 26, 2016 14:00PM*

HB1813

Submitted on: 2/26/2016

Testimony for JUD on Feb 26, 2016 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jan Schwearzenberg	Individual	Oppose	No

Comments:

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