



The Judiciary, State of Hawai'i

Testimony to the Senate Committee on Judiciary and Labor

Senator Gilbert S. C. Keith-Agaran, Chair

Senator Karl Rhoads, Vice Chair

Wednesday, March 1, 2017 9:15 AM

State Capitol, Conference Room 016

WRITTEN TESTIMONY ONLY

By

Sidney Nakamoto

Probation Administrator, First Circuit

Bill No. and Title: Senate Bill No. 1037, Senate Draft 1 Relating to Firearms.

Purpose: Requires that certain agencies be notified when a firearm permit application is denied because the applicant is prohibited from owning, possessing, receiving, or controlling a firearm under federal or state law. Requires the department of public safety to notify the probation or parole officer of an applicant, if applicable, upon notification of a permit denial. Takes effect 5/22/2050. (SD1)

Judiciary's Position:

The Judiciary supports the intent of this bill which is to identify firearms permit applicants whose applications are denied because of firearms prohibitions established under federal or state law. This Bill will not allow a person to acquire the ownership of a firearm, whether usable or unusable, serviceable or unserviceable, modern or antique, registered under prior law or by a prior owner or unregistered, either by gift, inheritance, bequest, or in any other manner, whether procured in the State or imported by mail, express, freight, or otherwise, until the person first procures from the chief of police of the county of the person's residence a permit of ownership.

When a permit application is denied because the applicant is prohibited from owning, possessing, receiving, or controlling firearms under federal or state law, the chief of police of the



Senate Bill No. 1037, Senate Draft 1 Relating to Firearms
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respective county will send notice of the denial, including the identity of the applicant and reason for denial, to the prosecuting attorney where the permit was denied, Attorney General, U. S. Attorney for the District of Hawai‘i, and the Director of Public Safety. The chief of police is also required to notify the court that issued the order. The time period for notifying the court is not specified in Senate Bill No. 1037, Senate Draft 1.

After receiving notice that an applicant has been denied a permit because of a prior criminal conviction and is currently serving a term of probation, the Director of Public Safety is required to notify the probation officer assigned supervision of the applicant. The probation branch will now be able to identify clients who should not have a firearm and may take appropriate measures.

Thank you for the opportunity to testify on this measure.

From: mailinglist@capitol.hawaii.gov
To: [JDLTestimony](#)
Cc: andy.ancheta@amr.net
Subject: *Submitted testimony for SB1037 on Mar 1, 2017 09:15AM*
Date: Tuesday, February 28, 2017 10:33:40 AM

SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Andy Ancheta, MPH	American Medical Response	Support	No

Comments:

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My name is Lisa Dau, RN, Injury Prevention Coordinator from Keiki Injury Prevention Coalition and I reside in O'ahu, Hawai'i. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that's a red flag, and it's also illegal.

State background check systems should alert appropriate law enforcement that these "denied and dangerous" people are trying to buy a gun and walking free in their community.

Please support SB 1037.

Thank you,

*Lisa Dau, RN, Injury Prevention Coordinator
Keiki Injury Prevention Coalition*

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Subject: Submitted testimony for SB1037 on Mar 1, 2017 09:15AM
Date: Tuesday, February 28, 2017 10:10:33 AM

SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Ann Horwath	Individual	Support	No

Comments: I am supporting this bill for the safety of Hawaii's citizens. My granddaughter was traumatized by a lockdown at Barber's Point Elementary School her first week of kindergarten. Protection and prevention from gun violence is a right every citizen should have.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

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

Comments: I am Honolulu resident and I strongly urge to support and vote in favore of SB 1037 Too many dangerous people, felons, mentality ill and domestic abusers trying to buy a gun. That's illegal and a strong background check should be in place at all times to alert, law inforcement and other agencies. Guns should not walk freely in our community. The last thing we want...guns in our children' s hands, in schools

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Cora Speck	Individual	Support	No

Comments: My name is Cora Speck and I reside in Honolulu, Hawaii. I also work at a Trauma Center. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. I believe both political parties need to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Donald L Williams	Individual	Support	No

Comments: I strongly support SB1037. Provisions of the bill strengthen existing measures to protect people from unauthorized use of firearms. On the other hand the bill's provisions do not impede the rights of legal gun owners.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Erica Yamauchi	Individual	Support	No

Comments: I'm Erica Yamauchi and I reside in Kaimuki, Oahu. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that's a red flag, and it's also illegal. State background check systems should alert appropriate law enforcement that these "denied and dangerous" people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America, and I am one of them, is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/25/2017

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Submitted By	Organization	Testifier Position	Present at Hearing
Jason Shon	Individual	Support	No

Comments:

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

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Date: Sunday, February 26, 2017 8:09:58 PM

SB1037

Submitted on: 2/26/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Jean Young	Individual	Support	No

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
John Nix	Individual	Support	No

Comments: John Nix and I reside in Kihei. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Jonathan Boyne	Individual	Support	No

Comments: I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Jonathan Yudis	Individual	Support	No

Comments: My name is Jonathan Yudis and I reside in Kula, Maui, HI. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Judith White	Individual	Support	No

Comments: My name is Judith White and I reside in Kapaa, HI. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

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SB1037

Submitted on: 2/26/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Lou Young	Individual	Support	No

Comments:

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
meg lauritsen	Individual	Support	No

Comments: My name is Meg Lauritsen and I reside in Honolulu, HI. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037! Sincerely, Meg Lauritsen

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SB1037

Submitted on: 2/26/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Rachel L. Kailianu	Individual	Support	Yes

Comments:

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Robin Gaffney	Individual	Support	No

Comments:

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Shay Chan Hodges	Individual	Support	No

Comments: My name is Shay Chan Hodges and I reside on Maui. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that’s a red flag, and it’s also illegal. State background check systems should alert appropriate law enforcement that these “denied and dangerous” people are trying to buy a gun and walking free in their community. Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037. Sincerely, Shay Chan Hodges

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Honorable Chair of the Senate Judiciary Committee and fellow members of the committee.

Testimony in Support of SB1037

I am a senior involved with several senior organizations however this testimony is being offered as a private citizen.

My name is Stanley Michaels and I reside in Honolulu, on Oahu. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawaii who are prohibited from buying guns – like felons, domestic abusers and people with severe mental illness – try to buy a gun and are denied a permit to purchase, that's a red flag, and it's also illegal.

State background check systems should alert appropriate law enforcement that these "denied and dangerous" people are trying to buy a gun and walking free in their community. I am a legally registered gun owner and find it horrific when a dangerous person tries and fails to acquire, because I fear he will continue to do and act on misguided intentions to possibly harm someone.

Moms Demand Action for Gun Sense in America is working around the country with state legislators and executives from both parties to give law enforcement the tools they need to investigate these dangerous people when they try to buy guns. Enforcing existing gun laws is critical for public safety. Please support SB 1037.

Sincerely,

Stanley Michaels

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SB1037

Submitted on: 2/28/2017

Testimony for JDL on Mar 1, 2017 09:15AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Stephanie Austin	Individual	Support	No

Comments: Please support this important protection of the citizens of Hawaii!

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