

HB-2228

Submitted on: 2/5/2018 3:35:16 PM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Victor K. Ramos	Maui Police Department	Support	No

Comments:

HB-2228

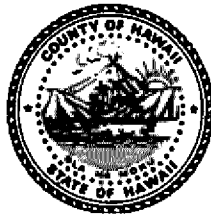
Submitted on: 2/6/2018 9:17:13 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Stephen Orikasa	Maui Police Department	Support	No

Comments:

Harry Kim
Mayor



Wil Okabe
Managing Director

Barbara J. Kossov
Deputy Managing Director

County of Hawai'i
Office of the Mayor

25 Aupuni Street, Suite 2603 • Hilo, Hawai'i 96720 • (808) 961-8211 • Fax (808) 961-6553
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(808) 323-4444 • Fax (808) 323-4440

February 6, 2018

Representative Gregg Takayama, Chair
Committee on Public Safety
Hawai'i State Capitol, Room 312
Honolulu, HI 96813

Dear Chair Nishimoto and Committee Members:

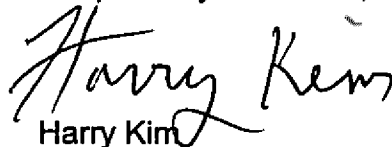
**Re: HB 2228 Relating to Public Safety (Relinquishment of Firearms)
Hearing Date: 02/08/18 – 10:00 am; Conference Room 312**

I support HB 2228. The time immediately after a person is disqualified from possessing a firearm can be stressful and hazardous, and therefore I agree that surrender time should be shortened.

However, requiring that all firearms be turned in within twenty-four hours may be too controversial to survive the legislative process. Strong testimony at an earlier hearing on SB 2436 would tend to confirm that belief.

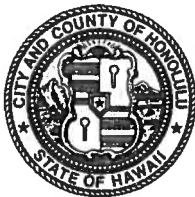
The grace period of 30 days, from disqualification to surrender, has apparently been with us for a substantial period of time. Rather than risk that no progress will be the result of too strong a stand, I would suggest that shortening the period from 30 to 14 or 15 days would be a worthwhile step forward.

Respectfully submitted,


Harry Kim
Mayor, County of Hawai'i

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

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



KIRK CALDWELL
MAYOR

SUSAN BALLARD
CHIEF

JOHN D. McCARTHY
JONATHAN GREMS
DEPUTY CHIEFS

OUR REFERENCE DN-DNK

February 8, 2018

The Honorable Gregg Takayama, Chair
and Members
Committee on Public Safety
House of Representatives
Hawaii State Capitol
415 South Beretania Street, Room 312
Honolulu, Hawaii 96813

Dear Chair Takayama and Members:

SUBJECT: House Bill No. 2228, Relating to Public Safety

I am David Nilsen, Captain of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports House Bill No. 2228, Relating to Public Safety, as it will shorten the time period that disqualified firearms owners have to voluntarily turn in their firearms.

This bill amends subsection (b) of Hawaii Revised Statutes Section 134-7.3 by shortening the time period for the voluntary surrender of firearms upon disqualification from ownership, possession, or control of firearms from 30 days to an unspecified number of hours. The HPD urges that these changes also be made to subsection (a) to allow uniformity and consistency through the entire section.

The HPD supports House Bill No. 2228, Relating to Public Safety.

Thank you for the opportunity to testify.

APPROVED:

A handwritten signature in black ink that reads "Susan Ballard".

Susan Ballard
Chief of Police

Sincerely,

A handwritten signature in black ink that reads "David P. Nilsen".

David P. Nilsen, Captain
Records and Identification Division

MOMS 
DEMAND
ACTION
FOR GUN SENSE IN AMERICA

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To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Bennett Cale, Hawaii Chapter Leader of Moms Demand Action for Gun Sense in America, of Kula, Maui, HI hawaii@momschapterleaders.org

RE: **HB 2228**; Relating to Firearms; **In Support**
February 8, 2018; Conference Room 312

Thank you for the opportunity to submit testimony. My name is Bennett Cale. I am a dad of two and the Hawaii Chapter Lead of Moms Demand Action for Gun Sense in America. I am writing in strong **SUPPORT of HB 2228** and urge you to pass it to prevent domestic abusers from illegally keeping guns here in our beautiful state.

It is illegal for certain people with dangerous histories, including convicted felons and domestic abusers, to buy or possess guns in Hawaii. Yet, a loophole in Hawaii's law enables these prohibited people to keep guns they already have for up to a month before law enforcement is authorized to intervene. This creates a dangerous gap that can have devastating consequences, particularly in domestic violence situations. Hawaii should pass legislation to close this loophole and ensure that domestic abusers and other people who are prohibited from having guns relinquish their firearms right away.

Hawaii currently requires that people who become prohibited from having firearms must sell their guns or transfer them to local law enforcement, however it generally gives them 30 days to do so before law enforcement is authorized to intervene. A lot can happen in 30 days, and guns in the hands of domestic abusers can turn abuse into murder. Giving domestic abusers and other prohibited people 30 days to relinquish their guns makes Hawaii an extreme outlier in the national context—and is also out of sync with other parts of Hawaii law. Nationwide, when domestic abusers are required to turn in their firearms, most states specify that they must do so within 24 hours, if not sooner.

Moms Demand Action supports common-sense, evidence-based policies and practices that help reduce gun violence in America — and with passage **SB2436/ HB 2228** Hawaii can continue to lead the way. Research has found that there is a 24-hour period where an abusers' access to firearms can decide the difference between life and death for the victim. Proposed legislation would close this dangerous loophole

and empower law enforcement to better protect public safety. The proposed bill would require people to sell or transfer their guns within 24 hours of becoming prohibited from having them, shortening the existing timeframe and empowering law enforcement to act quickly to keep guns out of the hands of domestic abusers and other high-risk people.

Thank you for your consideration. Closing this loophole will protect women and children in Hawaii by preventing domestic abusers and other people with dangerous histories from illegally keeping firearms in their possession.

Bennett Cale

MOMS DEMAND ACTION FOR GUN SENSE IN AMERICA

To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Marcy Wilhelm, Waipahu, HI, marcyren@gmail.com
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America

RE: **HB 2228**; Relating to Firearms; **In Support**
February 8, 2018; Conference Room 312

My name is Marcy Wilhelm. I'm a mother of two and lifelong resident of Hawaii and I believe strongly that we must **SUPPORT HB 2228**. It is imperative that we support this bill that will prevent domestic abusers from keeping guns in our beloved Aloha State.

It is illegal for certain dangerous people, including felons and domestic abusers, to buy or possess guns in Hawaii, and I'm proud of the fact that we have some of the strongest gun laws in the nation. However, a loophole in the law exists that makes it easy for prohibited people to keep guns they already have for up to 30 days. This can be a very dangerous time for victims of domestic abuse, and we must close this gap in Hawaii's otherwise common-sense gun laws. Prohibited people must be required to relinquish their guns immediately, at the very least within 24 hours.

Mahalo for the work you do to keep families safe from gun violence. This bill will go a long way toward keeping our keiki, and all citizens of this beautiful state safe from dangerous people who may take advantage of this loophole.

MOMS DEMAND ACTION FOR GUN SENSE IN AMERICA

To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Laura Ficenec, Aiea, HI, lauraficenec@gmail.com
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America

RE: **HB 2228**; Relating to Firearms; **In Support**
February 8, 2018; Conference Room 312

My name is Laura Ficenec, I'm 24 years old living in Aiea, Hawaii, and I am writing in **strong SUPPORT of HB 2228** and urge you to pass it to prevent domestic abusers from illegally keeping guns here in Hawaii.

In 2014, I was a student at Santa Barbara City College and living at Isla Vista when there was a mass shooting that killed six people and injured fourteen others. The shooter, Elliot Rodger, was diagnosed as mentally ill and had violent tendencies. If there had been a law at that time that prevented a person with a history like Elliot's from having legal ownership of guns, then those six people, as well as a vast amount of others across the state, would maybe still be with us today. Isla Vista was my home, and now my home is in Aiea. I will do everything in my power to prevent an event like this from happening to my community and me ever again.

Hawaii needs to do what it can to prevent gun violence, and passing legislation to ensure that domestic abusers and other people who are prohibited from having guns relinquish their firearms within 24 hours could save lives. Giving domestic abusers and other prohibited people 30 days to relinquish their guns before law enforcement is authorized to intervene makes Hawaii an extreme outlier in the national context—and is also out of sync with other parts of Hawaii law. Nationwide, when domestic abusers are required to turn in their firearms, most states specify that they must do so within 24 hours, if not sooner.

Closing this loophole will save many people in Hawaii by preventing domestic abusers and other people with dangerous histories from illegally keeping firearms in their possession. Thank you for your consideration, and I hope my story and testimony will make a difference.

Laura Ficenecc

MOMS DEMAND ACTION FOR GUN SENSE IN AMERICA

To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Lucy Feinberg, 129 Hoowaiwai Loop #2104 Wailuku, HI 9693
feinbergl002@hawaii.rr.com
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America

RE: **HB 2228; Relating to Firearms; In Support**
February 8, 2018; Conference Room 312

My name is Lucy Feinberg and I am a mother and a grandmother and have lived on Maui since 1986. I am writing in **strong SUPPORT of HB 2228** and urge you to pass it to prevent domestic abusers from illegally keeping guns here in our beautiful state. I have been in the field of domestic violence and child abuse for many years and I know closing this loophole will help protect our communities from further violence.

Currently a loophole in Hawaii's law enables prohibited, dangerous people to keep guns they already have for up to **30 days** before law enforcement is authorized to intervene. So much can happen in **30 days**. This creates a dangerous gap that can have devastating consequences, particularly in domestic violence situations. Hawaii needs to pass legislation to close this loophole and ensure that domestic abusers and other people who are prohibited from having guns relinquish their firearms right away – **within 24 hours**.

Nationwide, when domestic abusers are required to turn in their firearms, most states specify that they must do so within 24 hours, if not sooner. Giving domestic abusers and other prohibited people 30 days to relinquish their guns makes Hawaii an extreme outlier in the national context and makes our safe less safe.

Thank you for your consideration. Closing this loophole will protect women and children in Hawaii by preventing domestic abusers and other people with dangerous histories from illegally keeping firearms in their possession.

MOMS 
DEMAND
ACTION
FOR GUN SENSE IN AMERICA

To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Thomas Tizard of Kailua, HI tizard8@hawaii.rr.com
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America

RE: **HB 2228**; Relating to Firearms; **In Support**
February 8, 2018; Conference Room 312

My name is Thomas Tizard I am a father and grandfather who lives in Kailua. I am writing in **strong SUPPORT HB 2228** and urge you to pass it to prevent domestic abusers from illegally keeping guns here in our state.

Hawaii should pass legislation to close a loophole that makes it easy for prohibited persons to keep guns up to 30 days before law enforcement intervenes. Research shows that requiring domestic abusers to relinquish firearms reduces intimate partner homicide and that it is important to require relinquishment immediately. We need to ensure that domestic abusers and other dangerous people who are prohibited from having guns relinquish their firearms right away – within 24 hours.

Thank you for your consideration. Closing this loophole will protect Hawaii families by preventing domestic abusers and other people with dangerous histories from illegally keeping firearms in their possession.

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FOR GUN SENSE IN AMERICA

To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Kathleen Elliot, Honolulu
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America


RE: **HB 2228; Relating to Firearms; In Support**
February 8, 2018; Conference Room 312

My name is Kathleen Elliott. I am a mother and a health care provider in Hawai'i. I am writing in **strong SUPPORT of HB 2228** and urge you to pass it to prevent domestic abusers from illegally keeping guns here in Hawai'i. I'm so pleased that Hawai'i passed the bill that will not allow convicted felons, domestic abusers, and people with severe mental illnesses to possess guns, but we need them to relinquish the guns immediately to protect people. I've seen the effects of domestic violence in my medical practice, and guns can make a dangerous situation deadly.

Please pass this bill. Aloha, Kathleen Elliott, PA-C

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FOR GUN SENSE IN AMERICA

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To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
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From: Bennett Cale, Hawaii Chapter Leader of Moms Demand Action for Gun Sense in America, of Kula, Maui, HI hawaii@momschapterleaders.org

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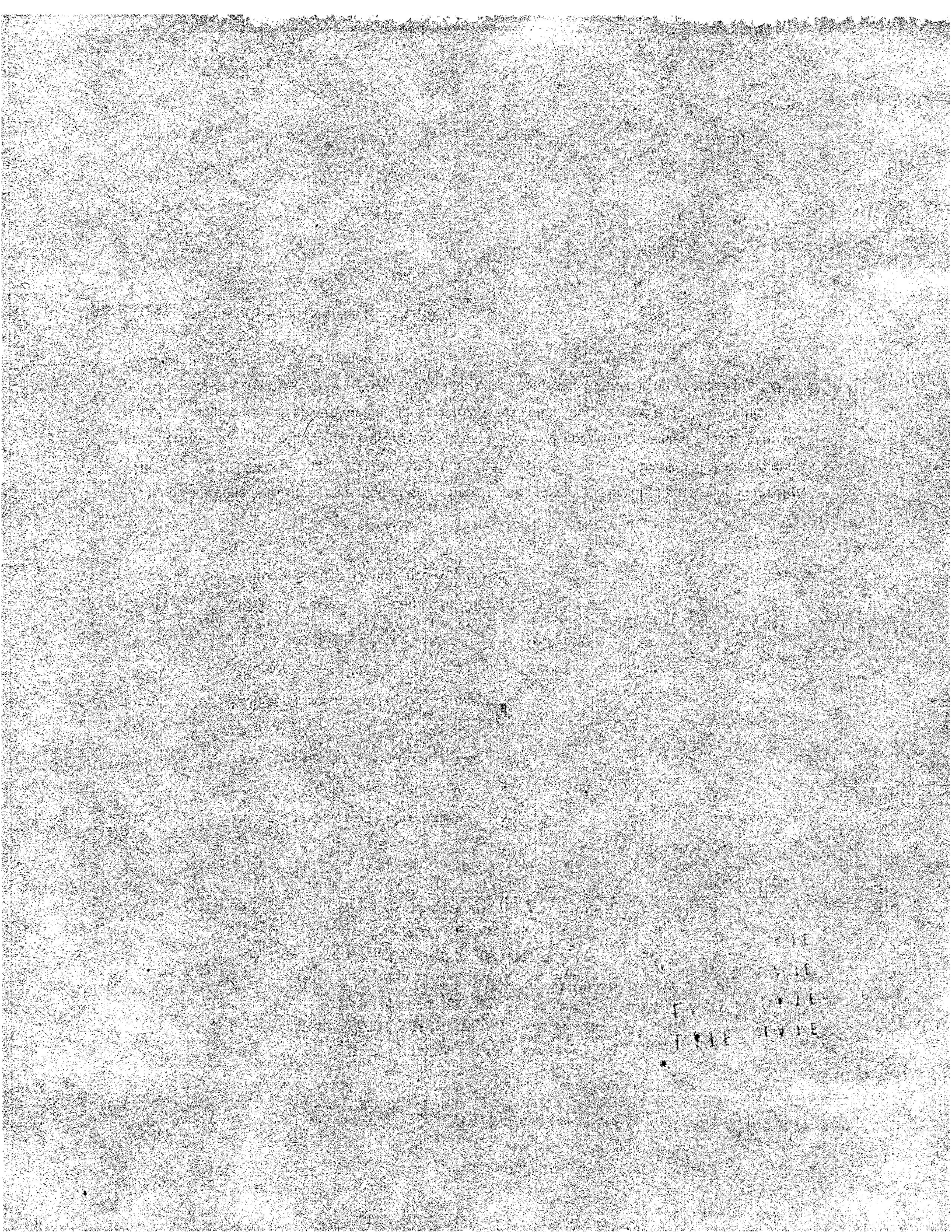
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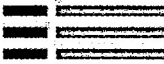
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To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
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From: Laura Ficenec, Aiea, HI, lauraficenec@gmail.com
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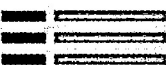
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To: House Committee on Public Safety
 Hon. Rep. Gregg Takayama, Chair
 Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Marcy Wilhelm, Waipahu, HI, marcyren@gmail.com

 Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in
 America

RE: **HB 2228; Relating to Firearms; In Support**
 February 8, 2018; Conference Room 312

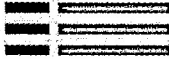
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Mahalo for the work you do to keep families safe from gun violence. This bill will go a long way toward keeping our keiki, and all citizens of this beautiful state safe from dangerous people who may take advantage of this loophole.

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To: House Committee on Public Safety
Hon. Rep. Gregg Takayama, Chair
Hon. Rep. Cedric Asuega Gates, Vice Chair

From: Thomas Tizard of Kailua, HI tizard8@hawaii.rr.com
Volunteer Hawaii Chapter of Moms Demand Action for Gun Sense in America

RE: **HB 2228; Relating to Firearms; In Support**
February 8, 2018; Conference Room 312

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Thank you for your consideration. Closing this loophole will protect Hawaii families by preventing domestic abusers and other people with dangerous histories from illegally keeping firearms in their possession.



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 7, 2018

The Honorable Gregg Takayama
Chair, House Committee on Public Safety
Sent Via Email

Re: House Bill 2228 – OPPOSE

Dear Chairman Takayama:

On behalf of the Hawaii members of the National Rifle Association, we oppose House Bill 2228.

HB 2228 would drastically shorten the time period a prohibited person, whether temporarily or permanently prohibited, has to comply with the current requirement to surrender their firearms from 30 days to 24 hours. This expedited time period could subject an individual, who may have nothing more than allegations as the basis for the prohibition, to an unfettered search of their home and/or business within hours of being accused; all this without taking into account the many issues surrounding “surrender statutes” in general, including possible violations of an individual’s right against self-incrimination. In addition, the expedited time period could make it impossible to lawfully transfer firearms to a third party due to the time constraints of securing the necessary permits.

Thank you for your attention and I ask that you oppose this legislation.

Cordially,

Daniel S. Reid
State Liaison

LATE

HB-2228

Submitted on: 2/7/2018 7:24:47 PM
Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Clifford Goo	Hawaii Rifle Association	Oppose	No

Comments:

HB-2228

Submitted on: 2/5/2018 4:15:35 PM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

Requiring and voluntarily are diametrically opposed. This bill does not allow sufficient time for an individual who is allegedly disqualified from possessing firearms time to marshal a legal defense. It also assumes that an individual may have so few firearms that 24 hours is enough time to gather and transport them to surrender. If an individual is a public danger, other action can be taken, but 24 hours is way too little time. Additionally, the personnel to who the firearms are surrendered have no means to keep them protected from damage and care for them as necessary, so if an individual has been wrongly determined to be unfit, no recourse for the recovery of the value of the now possibly damaged firearms is available. Assumption of guilt and punishment before conviction is not due process as according to the Constitution.

HB-2228

Submitted on: 2/7/2018 4:15:50 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

I strongly oppose this bill.

HB-2228

Submitted on: 2/7/2018 4:33:56 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

This is a law in search of a problem. As such, it's worthless.

HB-2228

Submitted on: 2/7/2018 5:03:44 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

I strongly oppose this bill due to lack of due process.

The potential for abuse is too great.

HB-2228

Submitted on: 2/7/2018 5:35:43 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas H Takara		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 5:45:31 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ryan Arakawa		Oppose	No

Comments:

I strongly oppose this bill. Individuals should be allowed 30 days to surrender to a licensed dealer or send the firearms out of state. 24 hours is a short amount of time which is not realistic and would increase the number of guns that end up on the street.

HB-2228

Submitted on: 2/7/2018 5:46:36 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Bill Richter		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 5:51:18 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Bradd Haituka		Oppose	No

Comments:

I strongly oppose this poorly written and flawed bill.

HB-2228

Submitted on: 2/7/2018 5:58:09 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
George Pace	n/a	Oppose	No

Comments:

I urge a NO vote.

"(b) Any person disqualified from ownership, possession, or control of firearms and ammunition under section 134-7 shall, within twenty-four hours of notice of disqualification pursuant to subsection (a), voluntarily surrender all firearms and ammunition to the chief of police where the person resides **or dispose of all firearms and ammunition**. If any person fails to voluntarily surrender **or dispose** of all firearms and ammunition within [~~thirty days from the date of disqualification,~~] twenty-four hours of notice of disqualification pursuant to subsection (a), the chief of police may seize all firearms and ammunition."

If you're serious about this, why not make it at the moment of notification rather than providing 24 hours? I suppose it might be difficult for a person to lawfully "dispose" of their firearms and ammunition instantaneously, but the authors of this bill don't seem to be concerned about reality, nor due process rights.

HB-2228

Submitted on: 2/7/2018 6:02:28 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Philip Pearson		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 6:14:11 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
joshua		Oppose	No

Comments:

I oppose this measure.

There are steps already in place that are working perfectly fine

HB-2228

Submitted on: 2/7/2018 6:29:28 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

Please oppose HB 2228. 24 hours notification is not much time for anything to be done. There is no "due process" if the charges against the person is false.

Thank you for your time

Scott

HB-2228

Submitted on: 2/7/2018 6:30:00 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
David Kikukawa		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 6:31:38 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

I oppose HB 2228. The 24 hour notice does not give people enough time to transfer their firearms to another eligible person for safekeeping. It may also not provide ample time to transfer firearms to a Federal Firearms License dealer. In addition, there are cases where the disqualification is erroneous. 24 hours does not give the person time to gather evidence to contest the disqualification. If the disqualification is found to be erroneous, it creates an undue burden on the firearm owner to obtain a firearms permit and wait at least 2 weeks to get their firearms back.

Firearms handed to HPD are sometimes damaged due to poor handling, guns that can cost thousands of dollars or are precious collectables and heirlooms.

Please oppose this bill.

Mahalo

Todd Yukutake

Phone 808-255-3066

HB-2228

Submitted on: 2/7/2018 6:46:33 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

HB-2228

Submitted on: 2/7/2018 6:48:10 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Malia Kaku		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 6:50:28 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Warren808		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 6:54:46 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Lance Sugimoto		Oppose	No

Comments:

The 24 hour timeframe proposed to voluntarily surrender your firearms and ammunition is extremely unreasonable. 30 days would be more realistic in giving citizens the proper time to appeal or make arrangements.

HB-2228

Submitted on: 2/7/2018 7:08:06 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

HB-2228

Submitted on: 2/7/2018 7:11:05 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ryan Kano		Oppose	No

Comments:

This bill is a bad idea. It will open the doors to further “voluntary” action removing guns from owners. The state is one of the most restrictive in terms of gun rights. True criminals will not surrender their firearms nor would they obtain them legally.

This bill implies that criminals will obey this law, and criminals DO NOT OBEY THE LAW!

HB-2228

Submitted on: 2/7/2018 7:12:14 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ron Klapperich	ASSE	Oppose	No

Comments:

I oppose this bill because I've seen many instances where the permit was denied because of an administrative error. It takes days or weeks to clarify the error. 24 hours is not enough time and this appears to be another method for the government to harass is gun owners.

HB-2228

Submitted on: 2/7/2018 7:16:30 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

24 hours is ridiculous, and is an undue burden on a firearm owner who may be innocent

current law allows the firearms owner 30 days to transfer to another person (sell or transfer to another legal gun owner) or transfer to a lawyer or gun shop for safe storage

this bill is an over-reach of government and an infringement on our rights

mahalo

HB-2228

Submitted on: 2/7/2018 7:18:01 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kelvin N Asahina, DDS		Oppose	No

Comments:

I strongly oppose any legislation that does not allow for due process. Who is to determine if an individual is not qualified to own a firearm and what will it be based on? Hearsay? And to surrender anything in 24 hours? For many, their firearms may be a collectible investment? Would you appreciate having your house confiscated within 24 hours of a complaint against you? This bill is neither fair nor constitutional.

Thank you for your time and attention to my testimony.

HB-2228

Submitted on: 2/7/2018 7:22:04 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
EMILIANO		Oppose	No

Comments:

24 hour time period is short time to make arrangment

HB-2228

Submitted on: 2/7/2018 7:29:28 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Elijah Kim		Oppose	No

Comments:

Hawaii must stop violating the Second Amendment. We have the right to bear arms. Stop trying to disarm the citizens! If someone already possesses firearms and ammunition, why must they voluntarily surrender them based on a subjective disqualification? The State of Hawaii is becoming more and more welcoming and lenient on criminals who do not abide by any laws, and only weaken the law-abiding, tax-paying citizen.

HB-2228

Submitted on: 2/7/2018 7:32:12 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jon Abbott		Oppose	No

Comments:

I am opposed to this measure as it does not afford enough time to the person accused to dispossess themselves of firearms and ammunition.

HB-2228

Submitted on: 2/7/2018 7:32:52 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Steven Yip		Oppose	No

Comments:

I strongly oppose this bill due to the fact there is no due process for firearms owners in this bill and strips them of their constitutional rights. Many times a disqualified person is disqualified due to errors in the process not the individuals qualifications. This bill does not address that process. There for I oppose this bill and ask you to oppose it as well.

Thank you,

Steven Yip

HB-2228

Submitted on: 2/7/2018 8:05:49 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Scott Kesaji		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 8:31:25 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Linda Castro		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 8:40:15 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Robert McCarthy		Oppose	No

Comments:

This bill is a clear violation of due process. Coercing a citizen to violate their own rights without hearing is blatantly unconstitutional. This bill should never have been created, there is absolutley no reason for such.

HB-2228

Submitted on: 2/7/2018 8:43:12 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Marcus Tanaka		Oppose	No

Comments:

OPPOSE. Why? See below:

1) 24 hours is not enough notice to have to go to HPD to surrender firearms. Many gun owners have dozens and to coordinate transport to there is a logistical nightmare. Also due to Hawaii's strict gun transportation laws, it will take many trips, and you cannot have someone help you drive your handguns because that is illegal unless they're also on the registration.

2) What if the notice is received on a Friday, HPD firearms division is closed on weekends and holidays.

3) Wait time at HPD with only 2 people in line is 45 minutes. What if the line is longer. There is only 1 window at HPD firearms division. So to have to bring multiple guns and multiple trips, may not be finished within the 24 hour period.

4) Many things can "disqualify" you from owning a gun in Hawaii. If I were to get gastric bypass (weightloss surgery), I have to 1st see a psychologist. This now disqualifies me from owning a gun because I saw a "mental healthcare provider". The mental healthcare provider has to sign a waiver to say that I'm not unstable for me to keep my guns or buy more. So just because I am fat and want to lose weight, I now have 24 hours to turn in all my guns. The current law gives me 30 days to get a clearance letter or to transfer ownership to someone who is qualified to own guns. To get a handgun permit is gun specific and take 2 weeks per handgun. A rifle/shotgun permit also takes 2 weeks. So the current law giving 30 days is fair. I can also transfer my guns to a Federal Firearms License store if I want. But this new bill says I cannot.

5) Many guns are passed down from generation to generation. This will now make this a waste. HPD has been known on many occasions to "lose" or "damage" stored guns without compensating the losses or damages. So collector guns will be at risk.

6) As per #4, due process is taken away if I saw a mental health provider. Now I lose all my 2nd amendment rights because I wanted to lose weight. No trial or hearing. Just a letter saying I have 24 hours to turn in all my guns.

7) Many gun owners keep their guns in a safe. However, we don't own a gun case for every gun in that safe. Per Hawaii's transport of firearms law, a gun in a car on its way to HPD, must be kept in an "enclosed container". So again, multiple trips will have to be made and if the person owns many guns, this will not be finished by 300pm, when HPD firearms closes. They always close early even the sign says other.

HB-2228

Submitted on: 2/7/2018 8:44:09 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Seth Addison		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 8:47:05 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
will yokoyama		Oppose	No

Comments:

Aloha, I would like to voice my opposition to HB2228. This bill will not allow individuals the opportunity to transfer or sell firearms to authorized individuals which would result in a financial loss, makes it difficult to transfer to an FFL (Federal Firearms License) dealer for sale, transfer or safe keeping, and allows no time to dispute an erroneous disqualification which would force the individual to go through the time consuming process at HPD to have their firearms returned to them.

HB-2228

Submitted on: 2/7/2018 8:55:26 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Sean Lau		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 9:16:18 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

HB-2228

Submitted on: 2/7/2018 9:20:27 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeremy Van		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 9:25:26 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

There are already current laws that required individuals who are disqualified from firearm ownership or possession to surrender their firearms. This measure only serves to further infringe on the 2nd Amendment rights of law abiding individuals.

HB-2228

Submitted on: 2/7/2018 9:31:08 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Ryan Yamasaki		Oppose	No

Comments:

I oppose HB2228, and submit that the law currently in place is reasonable and sufficient to ensure that firearms aren't in the hands of people who should not possess them.

This bill is a direct violation of 5th amendment rights:

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury.....nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

The current 30 day time limit allows a reasonable amount of time to protest or contest the allegations that one does not meet the qualifications fro gun ownership.

Recently, we've seen a situation where the Honolulu Police Department wanted to confiscate the guns of all medical marijuana users on the grounds that they do not qualify for gun ownership. The gun owners were given 30 days to comply, in which time, the Chief of Police, Susan Ballard reversed positions, and says that the policy is now "under review". If the 24 hour notice was in place, all of these law abiding gun owners would have been required to immediately surrender their firearms. By not allowing a reasonable amount of time for citizens to defend themselves, it constitutes a direct violation of 5th amendment rights. This bill also runs afoul of the 4th amendment, the right to be free from "unreasonable searches and seizures". I consider a 24 hour confiscation period without time for due process to be "unreasonable".

I oppose HB2228, and submit that the law currently in place is reasonable and sufficient to ensure that firearms aren't in the hands of people who should not possess them.

HB-2228

Submitted on: 2/7/2018 9:32:26 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Renny		Oppose	No

Comments:

I oppose this bill as this is a clear violation of the 5th amendment. The qualifications for the firearms permit process is not always a clear and concise pathway to firearms acquisition. There have been complications from the ill reported medical information from doctors and medical organizations that do not fully understand the process. The applicant for a firearm is thus unlawfully disqualified from obtaining a permit because of a convoluted process and misinformation. This bill undermines constitutional rights.

HB-2228

Submitted on: 2/7/2018 9:37:39 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeff Ball		Oppose	No

Comments:

This Bill is a violation of due process. Could you folks please uphold the Constitution and vote No on this Bill.

HB-2228

Submitted on: 2/7/2018 9:56:07 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jacob Holcomb		Oppose	No

Comments:

I have a friend who went through a divorce years ago but who's wife keeps abusing the TRO system in order to gain leverage in the custody battle. This current political environment where victim's rights advocates can ruin the career of a judge who is seen as "too lenient" makes punishing her for perjury extremely difficult. The judge is hesitant to react appropriately despite the fact that she regularly uses allegations of "fearing for her life" to get the upper hand in pre-trial negotiations and then immediately drops them and walks away smiling without a care in the world.

There seems to be a belief among many law makers that doing whatever they can to punish lawful gun owners by turning them into unlawful gun owners will somehow make everyone safer despite a clear lack of evidence that this strategy actually works. If you want to give the state the power to arbitrarily take away someone's property rights based on the word of a third party with an obvious agenda then the burden of proof is on the legislators to show exactly how this bill will improve safety using some sort statistics and math.

In this case I'm not sure what problems this specific bill is trying to address, since the issues raised don't seem to be issues at all.

The reason behind the 30 days is that it gives the accused time to clear oneself of false accusations and/or get the best price for the weapons from a dealer if they decide not to fight the order.

The possible liabilities of the law are stark, especially when this could lead to an overnight mass confiscation order without the possibility of an injunction. You may attribute this to pro-gun paranoia but it has happened before in Louisiana after hurricane Katrina. As gun owners we have every right to be suspicious of creeping government powers using every loophole available to circumvent our Constitutional rights.

Furthermore, when you treat private property rights as arbitrary and disposable it causes people to lose faith in the legal system and actually starts to manifest the kinds of problems this legislation was meant to address, even though in this case those problems seem to be phantoms of the imagination and would be more appropriately solved by focusing on the many many other serious issues that our state actually faces now.

HB-2228

Submitted on: 2/7/2018 10:32:51 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Gavin Lohmeier		Oppose	No

Comments:

strongly oppose HB2228. 24 hours is too short of a time.

sincerely,

Gavin Lohmeier

HB-2228

Submitted on: 2/7/2018 10:37:06 AM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Keola		Oppose	No

Comments:

HB-2228

Submitted on: 2/7/2018 12:00:10 PM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kerry Nagai		Oppose	No

Comments:

I strongly oppose this measure. The existing Hawaii law makes a 24 hour surrender difficult to impossible. The existing law was amended to increase the surrender period to 30 days, to ensure the owner could legally transfer firearms to another individual within the confines of Hawaii law.

LATE

HB-2228

Submitted on: 2/7/2018 12:08:43 PM
Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Sheldon Miyakado		Oppose	No

Comments:

LATE

HB-2228

Submitted on: 2/7/2018 12:47:21 PM
Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

24 hours is not nearly enough time to appeal a wrongfully applied denial and eliminates all DUE PROCESS in removing a person's Constitutionally guaranteed RIGHTS.

There were hundreds upon hundreds of people erroneously flagged by Kaiser insurance and HPD, a problem that has STILL NOT BEEN ADDRESSED. The medical marijuana fiasco as well.

This is a bill that is not needed, and furthermore removes people's RIGHTS without due process.

Please oppose this bill.

Brendon Heal

LATE

HB-2228

Submitted on: 2/7/2018 8:37:51 PM

Testimony for PBS on 2/8/2018 10:00:00 AM

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

Comments:

I oppose this bill on the grounds that there is no stated way for one to regain possession or compensation of property that could potentially be worth thousands of dollars. No mention is made as to the disposition other than "surrender to the Chief of Police." No other option available; so the Police State steps in.

Also not stated are the conditions under which this bill may apply. Ambiguity is a hallmark of most statutes submitted for consideration by this legislature. Tweaks here, and then next year, you come back again to tweak the whole Second Amendment away. I strongly urge law makers to please stop writing such broadly defined and ambiguous proposals and oppose this bill on the grounds that it does not answer questions I've put forth.

LATE

HB-2228

Submitted on: 2/7/2018 8:58:13 PM

Testimony for PBS on 2/8/2018 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Josh		Oppose	No

Comments: