



The Judiciary, State of Hawai‘i

**Testimony to the Senate Committee on Public Safety,
Intergovernmental, and Military Affairs**

Senator Clarence K. Nishihara, Chair
Senator Glenn Wakai, Vice Chair

and

The Senate Committee on Government Operations

Senator Donna Mercado Kim, Chair
Senator Russell Ruderman, Vice Chair

Tuesday, February 14, 2017 1:45 PM
State Capitol, Conference Room 229

By

Sidney Nakamoto
Probation Administrator, First Circuit

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

Purpose: Requires law enforcement agencies to be notified of the identity of a firearms permit applicant whose application is denied because of firearms prohibitions established under federal or state law.

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.



Senate Bill No. 1037, Relating to Firearms.
Senate Committee on Public Safety, Intergovernmental, and Military Affairs
Senate Committee on Government Operations
February 14, 2017 1:45 PM
Page 2

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 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.

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 Senate Bill 1037.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 12:58 PM
To: PSMTestimony
Cc: dperry@kauai.gov
Subject: Submitted testimony for SB1037 on Feb 14, 2017 13:45PM

SB1037

Submitted on: 2/13/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Chief of Police Darryl Perry	Kauai Police Department	Support	No

Comments: The Kauai Police Department supports the intent of this bill as part of the overall solution to keep violent offenders from acquiring firearms, and by extention making our communities safer.

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: Saturday, February 11, 2017 11:47 AM
To: PSMTestimony
Cc: thebowen@hawaiiantel.net
Subject: Submitted testimony for SB1037 on Feb 14, 2017 13:45PM

SB1037

Submitted on: 2/11/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Bowen Dickinson	Individual	Oppose	No

Comments: This unnecessary legislation will only Exacerbate the overwhelming amount of paperwork already in existence that serves the same purpose. It is a waste of time for all those involved.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 3:06 PM
To: PSMTestimony
Cc: redahi@hawaii.rr.com
Subject: Submitted testimony for SB1037 on Feb 14, 2017 13:45PM

SB1037

Submitted on: 2/13/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
B.A. McClintock	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. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 12:44 PM
To: PSMTestimony
Cc: rjschreib@gmail.com
Subject: *Submitted testimony for SB1037 on Feb 14, 2017 13:45PM*

SB1037

Submitted on: 2/13/2017

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Submitted By	Organization	Testifier Position	Present at Hearing
Rosalie Schreiber	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 11:42 AM
To: PSMTestimony
Cc: razzle@maui.net
Subject: *Submitted testimony for SB1037 on Feb 14, 2017 13:45PM*

SB1037

Submitted on: 2/13/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

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

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 10:51 AM
To: PSMTestimony
Cc: schwartzcourtney@gmail.com
Subject: Submitted testimony for SB1037 on Feb 14, 2017 13:45PM

SB1037

Submitted on: 2/13/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

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

Comments: My name is Courtney Schwartz and I reside in Honolulu. 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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My name is Ashley de Coligny and I live in Kaneohe. I am a mother of two young children. For the safety of my children and all of our island residents, 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.

Thank you,
Ashley de Coligny
46-044 Puulena St #822
Kaneohe, HI
(808) 722-7511
Ashley.decoligny@gmail.com

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 10:27 AM
To: PSMTestimony
Cc: gadarowski.tara@gmail.com
Subject: Submitted testimony for SB1037 on Feb 14, 2017 13:45PM

SB1037

Submitted on: 2/13/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Tara Gadarowski	Individual	Support	No

Comments: My name is Tara and I reside on O'ahu. I very strongly urge you to support and vote in favor of SB 1037. Alerts to appropriate agencies, when those prohibited are denied from obtaining guns. ie; domestic abusers, felons, mentally ill, makes sense to me. I am in full support of such transparency & communication of such flags, to the appropriate agencies. I'd very much appreciate knowing such communication was mandated. Thank you for your time.

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SB 1037: Please support!

My name is Katharine Beutner and I reside in Mānoa. I strongly urge you to support and vote in favor of SB 1037. When dangerous people in Hawai`i 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.

Thank you for your time,

Katharine Beutner

512-289-8904

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 12, 2017 6:17 PM
To: PSMTestimony
Cc: jshon1987@gmail.com
Subject: *Submitted testimony for SB1037 on Feb 14, 2017 13:45PM*

SB1037

Submitted on: 2/12/2017

Testimony for PSM/GVO on Feb 14, 2017 13:45PM in Conference Room 229

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

Comments:

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