



NATIONAL RIFLE ASSOCIATION OF AMERICA
INSTITUTE FOR LEGISLATIVE ACTION
555 CAPITOL MALL, STE 625
SACRAMENTO, CA 95814

STATE & LOCAL AFFAIRS DIVISION
DANIEL REID, WESTERN REGIONAL DIRECTOR

February 6, 2019

The Honorable Clarence Nishihara
Chair, Senate Committee on Public Safety, Intergovernmental, and Military Affairs
Sent Via Email

Re: **Senate Bill 1466 - OPPOSE**

Dear Chairman Nishihara:

On behalf of the Hawaii members of the National Rifle Association, we oppose Senate Bill 1466.

SB 1466 would allow for certain protective orders to remove your Second Amendment rights - not because of a criminal conviction or mental adjudication, but based on third party allegations and evidentiary standards below those normally required for removing constitutional rights. Additionally, these protective orders lack due process as firearms and ammunition are required to be surrendered well before a hearing may take place.

Constitutional rights are generally restricted only upon conviction of a felony. The reasons for this are two-fold. It limits restrictions on constitutional rights to only the most serious offenses, and, perhaps more importantly, felony convictions provide greater procedural protections to the accused, which results in more reliable convictions. The Right to Keep and Bear Arms should not be treated as a second-class right and should be restricted only upon conviction of a felony like other rights.

If an individual is truly dangerous, existing law already provides a variety of mechanisms to deal with the individual, all of which can lead to firearm prohibitions in appropriate cases. The issuance of a protective order does nothing to deal with the underlying cause of dangerousness, nor does it subject the person to any actual physical restraint, ongoing reporting or monitoring requirements, or treatment for any underlying mental health condition.

Further, this law is limited to firearms and ignores the fact that individuals can use other types of deadly weapons to inflict harm. No law can give police, or even family members, increased insight into human behavior and motivation.

For the foregoing reasons, we urge your opposition to SB 1466.

Sincerely,

Daniel Reid
Western Regional Director



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

Thursday, February 7, 2019 1:15 p.m.
State Capitol, Conference Room 229

by

Christine E. Kuriyama
Deputy Chief Judge, Senior Family Judge
Family Court of the First Circuit

Bill No. and Title: Senate Bill No. 1466, Relating to Gun Violence Protective Orders

Purpose: Establishes a process by which a law enforcement officer or family or household member may obtain a court order to prevent a person from accessing firearms and ammunition when the person poses a danger of causing bodily injury to oneself or another.

Judiciary's Position:

The Judiciary supports the intent of this bill and respectfully suggests that the Legislature request an analysis of this bill by the Legislative Reference Bureau so that a workable strategy can be developed. We respectfully offer the following comments:

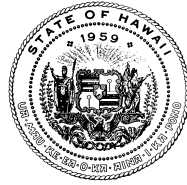
1. Under HRS Chapters 586, 604 and 134, Respondents who are found to pose a threat of imminent bodily injury to others are already prohibited from owning or possessing firearms.
2. Further, under HRS Chapter 586 (Domestic Abuse Protective Orders “DAPO”), if a temporary restraining order is granted, the family court orders the Respondent to surrender all firearms and ammunition in accordance with Haw. Rev. Stat. § 134-7(f). The proposed amendment of Haw. Rev. Stat. § 134(f), eliminates the court’s authority to do so. Thus, in the event that a Petitioner is claiming domestic abuse and the Respondent has a firearm, the Petitioner would be required to



file two petitions, one for abuse and one for the firearm. A possible solution is to allow the court to order a surrender under either a DAPO or a Gun Violence Protective Order (“GVPO”).

3. With regard to the costs to implement this measure, the bill will require significant additional funds to process and adjudicate GVPOs over and above our current budget. The increase will be caused by: (1) providing Petitioners help with filing the petition (§134-C(a)); (2) researching and verifying any existing order(s) (§134-C(b) and §134-D(1)&(2)); (3) reviewing and processing of petitions; (4) holding a hearing at the ex parte stage (§134-D(c) in lieu of allowing the court to issue a decision based upon the written petition/motion (as currently allowed in DAPO cases); (5) holding a further hearing within fourteen days on the issue of the one-year GVPO and hearing any subsequent motions to extend or dissolve the GVPO (§134-E and §134-F); and (6) mandatory reporting to the Hawaii Criminal Justice Data Center (§134-I).
4. Aside from requiring a Petitioner to file two petitions noted above, the practical application of this measure should also be examined based upon the following concerns:
 - a. Requiring a Petitioner to file a petition for GVPO and an ex parte motion for a GVPO. This procedure could be combined similar to a DAPO and the requirement to hold a hearing at the ex parte stage be eliminated. This would streamline the process and would eliminate the costs of holding a hearing on each ex parte motion and the burden on a Petitioner who would be required to file said documents and wait at the court house for a hearing.
 - b. Requiring a Petitioner to provide notice to all adult family or household members. Although not mandatory, it may place a Petitioner (and said family members) in danger by requiring such notice because it increases the chances of a Respondent finding out about a petition before it is served by law enforcement. In the context of a DAPO, only notice to the Respondent is required and said notice is served by a law enforcement order.
 - c. Not requiring law enforcement to confiscate the firearm when notice of the petition is served. As drafted, a police officer does not need to take custody of the firearm when serving the petition or ex parte order (§134-G(b)). Currently in DAPO cases, the firearms are confiscated when the petition is served on the Respondent and it would seem to appear that this is the better practice.
 - d. Requiring the Court to conduct its own research regarding whether a Respondent owns any firearms will be problematic (§134-D(c)(1)). The court does not have access to such information.
5. Provided the concerns are addressed, the Judiciary supports the purpose and concept of the bill.

Thank you for the opportunity to testify on this measure.



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

WRITTEN
ONLY

**Testimony in SUPPORT of SB1466
Relating to Gun Violence Protective Orders**

SENATOR CLARENCE K. NISHIHARA, CHAIR
SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND
MILITARY AFFAIRS

Hearing Date: 2/7/ 2019 1:15 PM Room Number: 229

1 **Fiscal Implications:** NONE.

2 **Department Testimony:** The Department of Health supports the proposed amendments to Chapter 134,
3 HRS, to establish gun violence protective orders in Hawaii. Firearm-related injuries and death are a
4 critical public health issue. Firearms in the hands of individuals who are at proven risk for harming
5 themselves or others is a major risk to the public's health and safety. SB1466 would establish a process
6 for law enforcement and family/household members to file a petition in court for a gun protective order;
7 taking guns out of harms way sooner.

8 According to the Giffords Law Center to Prevent Gun Violence, SB1466 is one of six key policies that
9 can save lives from gun violence. Hawaii, with a track record of strong gun control laws, has all key
10 policies in place, except for the extreme risk protective orders (ERPO) proposed in this measure. ERPO
11 is a lifesaving policy that has been used in other states to prevent mass shootings, suicides and other acts
12 of gun violence. Thirteen states now have laws or partial laws in place.^{1,2}

13 For the 2013-2017 period, Hawaii had the lowest firearm-related mortality rate among all 50 States and
14 the District of Columbia. Hawaii also had the lowest firearm-related homicide rate and the 5th lowest
15 firearm-related suicide rate. Although Hawaii had the lowest proportion of suicides by firearm (18% vs
16 51% nationally), the overall suicide rate in Hawaii could decrease if firearms were less readily available.
17 SB1466 further strengthens Hawaii's gun safety laws, to proactively protect the public from needless acts
18 of violence.

19 Thank you for the opportunity to submit testimony.

¹ Giffords Law Center Annual Gun Scorecard, 2016: <https://lawcenter.giffords.org/scorecard/>

² EVERYTOWN FOR GUN SAFETY: <https://everytownresearch.org/>

SB-1466

Submitted on: 2/6/2019 5:01:44 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

The Hawaii Rifle Association STRONGLY OPPOSES this bill for the following reasons:

- * This bill bypasses all the "due process" requirements to deny a person of a Constitutional Right.
- * The person can have their firearms confiscated by the Swat Team over an accusation by a third party with no crime committed, nor any conviction of a crime.

Please do not move this bill forward.

Thank you, Harvey Gerwig, President, Hawaii Rifle Association

SB-1466

Submitted on: 2/6/2019 12:03:18 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Melodie Aduja	Testifying for O`ahu County Committee on Legislative Priorities of the Democratic Party of Hawai`i	Support	No

Comments:

SB-1466

Submitted on: 2/3/2019 11:06:37 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Pooya Motlagh	Testifying for Waianae Hunting Association	Oppose	No

Comments:

Aloha my name is Pooya Motlagh. I'm the president of the Waianae hunting association. We strongly oppose this bill

SB-1466

Submitted on: 2/6/2019 12:36:25 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
John Eric Valledor	Testifying for HLSL	Oppose	No

Comments:

Oppose SB1466, i'm a Gun owners in Hawaii me as a Citizen in the United States of Amerca i haved more respect any human being to care, compasion, patience we know the Law , why would i risk my rights to Bare Arms, Please get the bad guys, not the good guys.



Thursday, February 7, 2019

Senator Clarence K. Nishihara, Chair
Senator Glenn Wakai, Vice Chair
Committee on Public Safety, Intergovernmental, and Military Affairs

Subject: **Support SB1466**

Dear Chair Nishihara, Vice Chair Wakai and Members of the Committee,

The Injury Prevention Advisory Committee **strongly supports SB1466** that establishes a mechanism for law enforcement and family/household members to take preventive action to remove guns from individuals who are at risk of harming themselves and others.

Established in 1990, the Injury Prevention Advisory Committee (IPAC) is an advocacy group committed to preventing and reducing injuries in Hawai'i. IPAC members include representatives from public and private agencies, physicians and professionals working together to address the eight leading areas of injury, including violence prevention.

SB 1466 strengthens Hawaii's current gun safety laws, and is one of the remaining key gun policies that Hawaii does not already have in place. There are now thirteen (13) other states with gun protection order laws and at least a dozen other states who are moving to enact similar laws that can prevent gun related violence.

We urge you to support SB1466 as a measure that will increase the safety of Hawai'i residents and visitors.

Thank you for the opportunity to testify.

Sincerely,

Deborah Goebert
Chair
Injury Prevention Advisory Committee



Thursday, February 7, 2019

Senator Clarence K. Nishihara, Chair
Senator Glenn Wakai, Vice Chair
Committee on Public Safety, Intergovernmental, and Military Affairs

Subject: **Support SB1466**

Dear Chair Nishihara, Vice Chair Wakai and Members of the Committee,

The Injury Prevention Advisory Committee **strongly supports SB1466** that establishes a mechanism for law enforcement and family/household members to take preventive action to remove guns from individuals who are at risk of harming themselves and others. This legislation would not negatively impact stable and reasonable gun owners.

Established in 1990, the Injury Prevention Advisory Committee (IPAC) is an advocacy group committed to preventing and reducing injuries in Hawai'i. IPAC members include representatives from public and private agencies, physicians and professionals working together to address the eight leading areas of injury, including violence prevention.

SB 1466 strengthens Hawaii's current gun safety laws, and is one of the few nationally recognized and evidence-based remaining key gun policies that Hawaii does not already have in place. There are now thirteen (13) other states with gun protection order laws and at least a dozen other states who that are moving to enact similar laws that can prevent gun-related violence.

We urge you to support SB1466 as a measure that will increase the safety of Hawai'i residents and visitors.

Thank you for the opportunity to testify.

Sincerely,

Deborah Goebert
Chair
Injury Prevention Advisory Committee

SB-1466

Submitted on: 2/6/2019 4:01:01 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Melissa Pavlicek	Testifying for Everytown for Gun Safety	Support	Yes

Comments:

SB-1466

Submitted on: 2/5/2019 6:50:38 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Elizabeth Luff	Testifying for Moms Demand Action Oahu Chapter	Support	No

Comments:

Dear Legislators,

My name is Elizabeth Luff. I live in Kailua with my husband and two daughters and am a Hawaii volunteer with Moms Demand Action. I wanted to write to you in support of SB 1466. After the tragic murders at Sandy Hook Elementary and the unbelievable silence on gun safety legislation that has followed, I was sickened to see our country in such a state of partisan inaction. When my girls entered school with all the excitement and innocence of their years, I couldn't stop thinking about their safety while they were away from home or how I could imagine living without them if their lives were cut short. It became clear to me that my own inaction on this important issue helped to contribute to the crisis in gun violence that continues to plague our country today.

Like too many others, gun violence has touched my life as well. On my 12th birthday, my Uncle Tug shot himself in the head after heated argument with my Aunt. He died immediately. In high school, I remember calling the police in the middle of the night when my neighbor confronted her husband about cheating on her. She chased him up the street shooting a handgun multiple times. As a small child playing in the woods near my house I was fired on by homeless men living in the forest. My friend's head was grazed by the bullet that almost killed him. Recently, a man I worked with told me that he kept loaded guns in his home but "his kids knew that they weren't allowed to touch them". When this coworker was let go under contentious circumstances, I spent many hours at work wondering if he would come into the office and start shooting. I learned later that his wife had to flee the state with their kids to get away from him. I do not think my experiences are unusual.

I am so grateful that you are considering SB 1466. I fully support this bill and am especially happy to see that it strengthens the abilities of law enforcement and families to act in our loved ones and our community's best interests.

Thank you,

Elizabeth

SB-1466

Submitted on: 2/5/2019 8:05:21 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Carolyn Pearl	Testifying for Moms Demand Action for Gun Sense in Hawaii	Support	Yes

Comments:

Senator Clarence K. Nishihara, Chair

Senator Glenn Wakai, Vice Chair

COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Hawaii Moms Demand Action

Thursday, February 7, 2019

Support for S.B. 1466 – RELATING TO GUN VIOLENCE PROTECTIVE ORDERS

My name is Carolyn Pearl, and I am a long time resident of Hawaii. I'm also a volunteer with Moms Demand Action for Gun Sense in Hawaii, the local chapter of a nationwide grassroots organization of people – moms and others – who are seeking to make life safer for ourselves and our families through sensible firearm safety laws and regulations. We stand in strong support of SB 1466.

Senseless acts of gun violence, including mass shootings and gun suicides, are becoming alarmingly commonplace, when many of them could be prevented. Such tragedies are often preceded by red flags - threats of violence, dangerous behavior, and other indications that a person is at risk of causing injury to themselves and others. The recent shooting deaths of five women in the branch office of a bank in Florida is just one example of these shootings, and adds banking to the list of everyday activities that may no longer be thought safe from gun violence. Hawaii is not immune to gun violence - both violence against others and suicide by gun.

The people of Hawaii need an effective tool to help ensure public safety when they see that a person poses a threat to others or themselves. While Hawaii law currently prohibits people from having guns if they have been convicted of certain crimes, people

who don't fall into prohibited categories can still have guns, even if they make violent threats or display other dangerous warning signs.

The legislation before you – SB 1466 - can help to save lives by creating a way to act before warning signs escalate into tragedies. This measure will allow loved ones or law enforcement — the people who are most likely to see and recognize the warning signs—to seek a Gun Violence Protective Order, a court order temporarily removing guns from a person in crisis.

If the court finds that a person poses a significant risk of injuring themselves or others with a firearm, that person would be temporarily prohibited from purchasing and possessing guns and required to turn over their guns while the order is in effect.

We urge the committee to pass SB 1466 to help to increase the safety of our families in Hawaii.

Thank you for this opportunity to testify

SB-1466

Submitted on: 2/4/2019 6:01:13 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Terence Lee	Testifying for Moms Demand Action	Support	Yes

Comments:

Senator Clarence K Nishihara, Chair

Senator Glenn Wakai, Vice Chair

COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Moms Demand Action

Thursday, February 7, 2019

Support for SB1466 Relating to Gun Violence Protective Orders

Aloha. My name is Terence Lee. I am a voluteer with the Oahu Chapter of Moms Demand Action for Gun Sense Awareness. I am connected to this group because I am a survivor of gun violence.

I knew the man who shot me. We shared a life together. I never thought in a million years that he would pull a gun on me, but he did.

I was at work at thestore when he walked in with a ,22 in his hand. He then asked me a question that made absolutely no sense at all. And fired. He tried to get me to lie face down, but I would move at the last minute. And he would shoot. It was horrific. This went on until the police arrived. I was crawling to the back of the store when I heard all the gunfire. He was killed. I was shot 5 times. Four of the bullets went right through me.

Only after did my friend tell me of a suicide note. My shooter was waiting for the police to get there.He never planned on walking out of that store.

I also came to realize that there were indeed signs of his mental unraveling. This was 1992. There were no guidelines to possible shooters like there are today. We know these patterns of disturbing behavior based on these tragedies that continue.

I would like to use my voice to get the Red Flag Law passed. This is the 27th year of my shooting. I would not want anyone to go through what I went through. And so many voices have been silenced. The police told me that my shooter bought the gun and bullets the day before my tragedy. We need a Red Flag Law- SB1466

Thank you and Mahalo for this opportunity to testify.

SB-1466

Submitted on: 2/5/2019 8:24:55 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Ann Cobain	Testifying for Moms Demand Action	Support	No

Comments:

Good Morning. My name is Ann Cobain. I live on Maui and I'm a volunteer with the Hawaii chapter of Moms Demand Action for Gun Sense in America, a grassroots movement of Americans fighting for public safety measures that protect people from gun violence. I'm writing today to urge you to support gun violence protection orders proposed in bill SB1466, a red flag law.

I want to tell you why this bill is important for our community and me personally.

As a Licensed Marriage and Family Therapist in Hawaii, I'm all too aware of the suicide rates in our beautiful state and the 18% rise from 1996-2016 according to the Centers for Disease Control. I work with clients and families who struggle with mental health issues and suicidal ideation daily. I've had numerous clients whom were suicidal and thanks to safety plans and additional support can recover and heal. However, this isn't always the case and when suicidal people have access to firearms their risk skyrockets. Access to a gun is associated with a significant increase in risk of suicide, and a review of fourteen studies found that household gun access can triple the risk of death by suicide. On average, one Hawaiian dies by firearm suicide every 11 days. There's no question that keeping guns out of the hands of people who are feeling suicidal can save lives. A recent study showed Indiana's Red Flag Law was associated with a significant drop in firearm suicides in the state in the first 10 years the law was in effect. A 2017 study of Connecticut's red flag law found that the law averted an estimated 72 or more suicides. Thirteen states have enacted Red Flag laws and Hawaii needs to be next. We need SB 1466 to protect our community and those in crisis.

Personally, I've had a friend who died by firearm suicide. Brett had started out my older brother's friend but became more of a hanai brother. I remember him teaching me to drive and spending many afternoons snowboarding and hanging out. Brett also suffered from mental health issues. He was seeking treatment and had potential for recovering. Unfortunately, a mental health crisis and access to a firearm ended his life at 25. His experiences motivated my career in the mental health field and beliefs that we need to do more for those in crisis. SB1466 could have saved him and his family from losing a life that was just beginning.

As a Mother in our community, I'm also concerned with the safety in our schools and want to protect our keiki from experiencing gun violence. My daughter recently entered preschool and the reality of her having to do lock down drills and practice hiding from an active shooter is heartbreaking. I understand the need for this and feel we as parents need to do more to solve the problem and keep kids safe. Research proves that shooters often display warning signs before committing violent acts. SB1466 is part of the solution in that it empowers family members and law enforcement to act on these red flags before they turn to tragedy. As of recently, Hawaii hasn't directly experienced a mass shooting, now is the time for prevention. SB1466 will help us do this, we can save lives and make Hawaii a safer place for everyone.

Thank you for supporting SB1466.

Aloha

Ann Cobain, LMFT

SB-1466

Submitted on: 2/5/2019 10:33:38 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Amber Caires	Testifying for MOMS DEMAND ACTION FOR GUN SENSE	Support	No

Comments:

Amber Caires, Kaupakalua Road, Haiku.

I am a photographer and a SUPPORTER OF MOMS DEMAND ACTION.

I am asking legislators to support SB 1466, a Red Flag Bill to help prevent gun violence and save lives in Hawaii. I am passionate about gun laws because too much has happened, too many innocent lives have been lost due to our pride of guns. Too many lives we could have saved had we had the right laws to protect our loved ones. We need a little love and support. I want to be able to protect the ones I love with being able to take away firearms if need be to protect my community. Please support the Red Flag Bill.

SB-1466

Submitted on: 2/5/2019 10:33:57 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Betsey Strauss	Testifying for Moms Demand Action	Support	No

Comments:

Aloha, my name is Betsey Strauss. I'm a volunteer with the Hawaii Chapter of Moms Demand Action for Gun Sense in America. We are part of a larger grassroots movement of Americans fighting for public safety measures to protect citizens from gun violence. I'm writing to urge you to support SB 1466, the Gun Violence Protection Order, which could save lives by creating a way for family members and law enforcement to act before warning signs from individuals escalate into tragedies.

I have three young children in school on Oahu. Even before my eldest started school five years ago, my spouse and I were alarmed by the number of shootings that have taken place in America, especially school shootings. At the time of the Sandy Hook shooting, we were living in Australia, and our Australian friends were asking us questions about what happened. They were in disbelief that something so horrible could happen in America. My husband and I were shocked as well. Such horrible acts as these rarely occur in other high-income countries, where they have more sensible laws in support of gun safety.

I'll never forget the first time our daughter came home from kindergarten and told us they had to do a "Lock Down Drill" at school. Not knowing what this was, she explained to us that they shut all the windows of the classroom and had to practice staying very quiet in the event that a "scary person came to their classroom." Her words brought tears to my eyes, that this was becoming a regular drill for her and her classmates, as well as many other schools in our country. Seeing as this has become a prominent issue facing our country, I've become determined to do what I can to make schools and our communities as safe as possible for our keiki to grow up in.

Mass shooters often display warning signs before committing violent acts. A nationwide study between 2009-2017 revealed that in half of mass shootings, the shooter exhibited dangerous warning signs before the shooting. If loved ones or law enforcement were

able to petition the court for a Gun Violence Protection Order, this could help to decrease the amount of firearm related injuries and deaths by a person in crisis, that could be either self-inflicted or against others.

With the growing rate of gun related violence in our country, it is as important as ever to enact gun sense laws to keep Hawaii as safe as possible from acts of violence. I encourage you to support SB 1466. Mahalo.

SB-1466

Submitted on: 2/6/2019 10:54:20 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Laura Ficenec	Testifying for Moms Demand Action	Support	No

Comments:

My name is Laura Ficenec, I'm 25 years old and an active member of the Oahu chapter of Moms Demand Action. I strongly support this bill because I believe it has the ability to prevent gun violence and keep our community safer.

On May 23, 2014, I was a student at Santa Barbara City College living in the college town of Isla Vista when Elliot Rodger shot and killed six people and injured fourteen others. Rodger had a history of mental illness and violent tendencies, and if there had been a law such as our current SB 1466 at the time that prevented him from possessing firearms, then those six people, as well as a vast amount of others across the state, would maybe still be with us today.

After this shooting, I joined Moms Demand Action and within a year the California chapters of Moms Demand Action pushed to help pass the Red Flag Law that allows family members and law enforcement to go before a court and have a judge order the confiscation of firearms from a dangerous person. It is time that Hawaii gets on board with progressive gun violence prevention laws such as this to protect its people.

Thank you for your consideration, and I hope my story and testimony will make a difference.

SB-1466

Submitted on: 2/6/2019 11:07:14 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Mark Branon	Testifying for Moms Demand Action	Support	No

Comments:

To Whom It May Concern:

As a medical doctor and supporter of Moms Demand Action, I write to you in support of SB1466. I have worked all my professional life in treating people and trying to keep them alive and well. Having weapons in the hands of certain people who might pose a danger to themselves or others and could potentially add to the horrific incidence of gun violence we are all suffering through in the United States and even here in Hawaii. We must do all we can to protect our communities by enacting sensible gun laws.

I suggest quick action on the above bill and passing it and asking the governor to sign the legislation.

Mark E. Branon, M.D.

Paia, Maui

SB-1466

Submitted on: 2/6/2019 11:18:05 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Oscar Boykin	Testifying for Moms Demand Action	Support	No

Comments:

Dear Legislators,

My name is Oscar Boykin, I live at 40 Laenui Pl in Pa`ia, on Maui. I'm a parent to two young children, and a software engineer. I'm supporter of Moms Demand Action and I'm writing in support of SB1466. I believe passing a bill to empower loved ones and law enforcement to petition the court when someone may be a danger to themselves or others will save lives here in our state.

Thank you for your quick action on this bill.

Oscar Boykin,

Paia, Maui

SB-1466

Submitted on: 2/6/2019 11:22:16 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Tori Teoh	Testifying for Moms Demand Action	Support	No

Comments:

To whom it may concern,

Hi, my name is Victoria Teoh and I live in Kahului. I am a local high school student and a strong supporter of Moms Demand Action. Before I moved to Maui, I lived in Tyler, Texas. In Texas, it is extremely common to have guns; I grew up with uncles who hunted weekly and had over ten guns in their houses. But I also grew up with gun violence and school shootings. At my current high school, we had a student threaten to bring a gun to school. All my teachers had to cancel lesson plans and talk to us about potential escape routes and what we should do when there is a shooter on campus. Luckily, the threat did not become real but, it opened my eyes to this issue. I have had close friends try to kill themselves and known others who succeeded. Red Flag Laws could help so many people in my community and others like my own. I am asking you all to support SB 1466 because I don't want to interrupt my art class with a drill on how to escape a shooter or see my friends in the hospital due to a gun. These laws could prevent shootings and save lives. I wish I could go back and prevent all the lives lost at the hand of a gun, students like me murdered and not allowed to graduate high school, or get married and have a full life. I can't go back in time and fix it, but I am asking you to help me and prevent any more possible shootings. This bill could save my life and my friends' lives. I refuse to bury any of my loved ones because of senseless gun violence, and I hope you will support this bill.

Thank you for your time.

Sincerely,

Victoria Teoh

SB-1466

Submitted on: 2/6/2019 9:24:00 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sarah Branon	Testifying for Moms Demand Action for Gun Sense	Support	No

Comments:

Dear legislators,

My name is Sarah Branon, and I am a retired teacher, a grandmother and a winter resident of Paia, Maui. I urge you to pass SB 1466 to give law enforcement and family members the opportunity, through due process, to keep guns from people who would misuse them. As graduate students, my husband and I have had a hand gun pointed at us during a robbery many years ago. We spent the rest of our lives knowing that a moment could change or end a life, on both sides of the gun. Moms Demand Action is right to ask for a Red Flag law to give family members and law enforcement the legal tool they need to solve a crisis.

Mahalo,

Sarah Branon

Paia, Maui

SB-1466

Submitted on: 2/4/2019 5:09:06 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Linda Eger	Testifying for Moms Demand Action	Support	No

Comments:

I am Linda Eger and I'm a parent and volunteer and I live on S. Alaniu Place in Kihei, Maui HI.

I am a supporter of Moms Demand Action for Gun Sense in America and by this written testimony am asking that our legislators in Hawaii support S.B. 1466.

In the past, I have not been active in various issues and causes but in recent years, have been very distressed to see case after case of gun violence across our country devastating families and communities. It is simply heartbreaking - not only for the victims who have lost loved ones but also to the family of the person who has committed the act of violence.

Like others, I've sent up thoughts and prayers for all victims but there is a point where this is not enough. Laws are a huge component (if not the major one) of what can truly effect change - thus I ask that our legislators enact S.B. 1466 which will be a significant part of the overall solution to reducing acts of gun violence.

It was an eye-opener to learn that Hawaii residents are about 3 times more likely to die by firearm suicide than by firearm homicide. It brings to mind a friend of mine whose husband died by shooting himself about 1 year ago. She had seen the signs of his mental health and addiction issues to the point of separating from him to protect herself. At the same time, she still cared about him and his welfare. If Hawaii were to have had a Red Flag law in place, she may have felt she could have taken some action to help him stop from hurting himself or others.

Thank you.

SB-1466

Submitted on: 2/4/2019 4:06:48 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Vivian Chang	Testifying for Moms Demand Action for Gun Sense in AmericaAloha, Everyone has been horrified by the mass shooter in	Support	Yes

Comments:

Aloha,

Everyone has been horrified by the mass shooter incidents. Especially when the perpetrator has been exhibiting threatening behavior. And has access to guns. But there have been to legal remedies to avert these murders.

I live in Waikiki, and I vote. We had a devastating workplace shooting here, and now we can lead the way helping to curb this terrible violence.

As a member of Moms Demand Action Against Gun Violence in America, my volunteer group has been successful in enacting legislation to pass gun safety laws. Bill SB 1466 will help Hawaii lead our country to create "Red Flag" laws that empower family and law enforcement to petition the court to temporarily remove access to guns from persons legally deemed dangerous.

I look forward to working with you to achieve these sensible, enactable and essential laws to help us all protect our families, our police and our communities.

Mahalo,

Vivian Chang

3093 Pualei Circle #205

Honolulu, HI 96815

808 265-6215

SB-1466

Submitted on: 2/6/2019 9:17:51 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Rochelle Diaz	Testifying for Student	Support	No

Comments:

My name is Rochelle Diaz and I am a student and I support SB 1466 Gun Violence Protective Orders. I believe it may reduce gun deaths and injuries and provide another pathway of safety for those victims of domestic violence and in fear of those who may have access to firearm and ammunition that could potentially endanger the life of another. There are too many incidents of domestic violence and guns involved in senseless deaths of those involved in relationships and further support is needed for those victimized by domestic violence.

SB-1466

Submitted on: 2/1/2019 3:43:48 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

The danger with measures like this is the arbitrary nature of some accusations which would cause an individual to lose their rights. Sufficient safeguards are not in place in this measure.

SB-1466

Submitted on: 2/1/2019 8:44:11 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Edmund Silva	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/1/2019 8:54:25 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Ellen Godbey Carson	Individual	Support	No

Comments:

Please support this bill to allow Gun Violence Protective Orders when people in crisis exhibit dangerous signs that threaten their own life or that of others. So many suicides and homicides could be prevented if people with severe depression or uncontrollable rage did not have access to firearms.

SB-1466

Submitted on: 2/1/2019 10:24:10 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

I oppose this bill because although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS making it unconstitutional. The court orders are done in secret behind closed doors with no notification or chance to defend themselves of provide evidence in their defense.

The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

SB-1466

Submitted on: 2/2/2019 12:15:16 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

No due process as usual. You can just take the word of a person for the police to seize your firearms.

SB-1466

Submitted on: 2/2/2019 12:23:45 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Judy Goo	Individual	Oppose	No

Comments:

Where is the due process on this. Any family member can say you are a danger to yourself?

SB-1466

Submitted on: 2/2/2019 12:38:48 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

No proof no right to do this. Strongly oppose.

SB-1466

Submitted on: 2/3/2019 1:19:41 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

As a Nurse Practitioner, prevention is paramount to what I do. I support this bill and hope it will prevent injury, violence and possibly death.

SB-1466

Submitted on: 2/3/2019 10:13:12 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Kathleen Elliott	Individual	Support	No

Comments:

STRONG SUPPORT of SB1466.

As a health care provider and a mother, I strongly support this bill. Deaths by gun violence - whether homicide or suicide - are often preceded by behavior that worries the person's friends or family or colleagues. Access to guns amplifies the possibility of Gun Violence death. This bill may allow the person to cool down, or receive help.

Please pass this bill.

aloha, Kathleen Elliott, PA-C, Physician Assistant, Honolulu

SB-1466

Submitted on: 2/3/2019 10:16:18 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
David Jones, MD	Individual	Support	No

Comments:

As a physician in Hawai'i, I strongly support this bill. We need to be able to limit an individual's access to firearms when they have presented with dangerous homicidal or suicidal statements.

Please pass this bill.

Sincerely, David R Jones, MD

SB-1466

Submitted on: 2/3/2019 11:15:34 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

If a gun owner gets into a dispute with his wife or girlfriend or neighbor or anyone else for that matter, the accuser has the ability under this policy to secretly get a court order to confiscate the firearms from the owner without due process. How can it be confirmed that the accuser is correct and the gun owner is actually violent without due process? Is hearsay law?

SB-1466

Submitted on: 2/4/2019 1:57:56 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Anthony Ching	Individual	Oppose	No

Comments:



Institute for Rational and Evidence-based Legislation

P. O. Box 41

Mountain View, Hawaii 96771

February 4, 2019

COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Chair, Vice Chair, and Committee Members,

Please vote NO on SB1466.

The problems with this bill are many, and no one can spell them out more clearly than the American Civil Liberties Union (ACLU), whose analysis of a virtually identical law proposed in another state follows. Please note that the ACLU has no problem at all supporting nearly all other variants of laws that violate the pre-existing natural God-given fundamental individual enumerated constitutionally-protected civil rights to keep and bear arms, however in this case, even the very heavily left-leaning ACLU believes the government goes too far. Here is their disclaimer from the analysis below: **“... we have not opposed efforts to restrict the types of weapons available for purchase, or many other gun control measures that have been introduced in the past.”**

I'm just emphasizing this point to indicate that with this proposed law, SB1466, even an organization that supports virtually every other manner of restricting the rights of firearms owners cannot support laws such as this. The ACLU concludes bills such as SB1466 must be defeated in order to “...safeguard robust due process procedures before granting the courts and law enforcement agencies potentially intrusive powers over the liberty of individuals charged with no crime.” And further, that such a law would criminalize behavior “*Minority Report*-like, at the expense of basic due process for individuals whose crimes are speculative, not real. The precedent it creates could reverberate in unexpected and distressing ways in years to come.”

I'd say that's a condemnation of the first order of magnitude.

Vote NO on SB1466.

Thank you,
George Pace

American Civil Liberties Union

www.riaclu.org | info@riaclu.org

AN ANALYSIS RELATING TO EXTREME RISK PROTECTIVE ORDERS MARCH 2018

SUMMARY

This pending legislation would allow family members and law enforcement officers to petition a judge to issue an “extreme risk protective order” (ERPO) against an individual who legally owns firearms but who is alleged to pose a “significant danger of causing personal injury to self or others.”

While the ACLU of Rhode Island recognizes the bill’s laudable goal, we are deeply concerned about its breadth, its impact on civil liberties, and the precedent it sets for the use of coercive measures against individuals not because they are alleged to have committed any crime, but because somebody believes they might, someday, commit one.

- * The court order authorized by this legislation could be issued without any indication that the person poses an imminent threat to others.
- * The order could be issued without any evidence that the person ever committed, or has even threatened to commit, an act of violence with a firearm.
- * The court order would require the confiscation for at least a year of any firearms lawfully owned by the person and place the burden on him or her to prove by clear and convincing evidence that they should be returned after that time. If denied, the person would have to wait another year to petition for return of his or her property.
- * The person could be subjected to a coerced mental health evaluation, and the court decision on that and all these other matters would be made at a hearing where the person would not be entitled to appointed counsel.
- * With the issuance of an order, police would have broad authority to search the person’s property.
- * The standard for seeking and issuing an order is so broad it could routinely be used against people who engage in “overblown political rhetoric” on social media or against alleged gang members when police want to find a shortcut to seize lawfully-owned weapons from them.

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- * Even before a court hearing was held, and a decision was made, on a petition for an ERPO, police could be required to warn potentially hundreds of people that the individual might posed a significant danger to them.
- * Without the presence of counsel, individuals who have no intent to commit violent

crimes could nonetheless unwittingly incriminate themselves regarding lesser offenses. The heart of the legislation's ERPO process requires speculation – on the part of both the petitioner and judges - about an individual's risk of possible violence. But psychiatry and the medical sciences have not succeeded in this realm, and there is no basis for believing courts will do any better. The result will likely be a significant impact on the rights of many innocent individuals in the hope of preventing a tragedy.

Any legislation should focus on addressing serious imminent threats to the public safety while safeguarding robust due process procedures before granting the courts and law enforcement agencies potentially intrusive powers over the liberty of individuals charged with no crime.

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AN ANALYSIS OF EXTREME RISK PROTECTIVE ORDERS

A number of bills have been, and will be, proposed this year to address the serious problem of gun violence, and particularly the scourge of mass shootings taking place around the country. The ACLU of Rhode Island believes that there are many ways that the state can try to address this issue through the regulation of firearms without infringing on the constitutional rights of residents to bear arms. For example, we have not opposed efforts to restrict the types of weapons available for purchase, or many other gun control measures that have been introduced in the past and that courts have found to be reasonable regulation of Second Amendment rights.

At the same time, attempts to regulate the possession of firearms can implicate other constitutional rights, including rights to privacy and due process. That is the case with H-7688/S-2492 and their proposal to allow for the issuance of "extreme risk protective orders." These are orders that could be issued by a judge to, in the words of the legislative news release announcing the introduction of the House bill, "disarm people whose behavior is believed by authorities to pose a serious threat to others or themselves." One cannot argue with the goal, but the ACLU of Rhode Island is deeply concerned about the breadth of this legislation, its impact on civil liberties, and the precedent it sets for the use of coercive measures against individuals not because they are alleged to have committed any crime, but because somebody believes they might, someday, commit one. Before going through the bill in detail, it is worth emphasizing that last point. The legislation allows a court to intervene in potentially major and intrusive ways on a person's liberty and property interests without any indication, much less suggestion, that the person

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has engaged in any criminal conduct – or even that he or she may do so imminently. In that regard, the bill places judges in the unenviable – indeed, impossible – position of trying to predict who may and may not become a mass murderer. Psychiatry and the medical sciences have not succeeded in this realm, and there is no basis for believing courts will do any better. The result will likely be a significant impact on the rights of many innocent individuals in the hope of preventing a tragedy.

It is also worth emphasizing that while a seeming urgent need for the bill derives

from recent egregious and deadly mass shootings, the bill's reach goes far beyond any efforts to address such extraordinary incidents. As written, a person could be subject to an extreme risk protective order (ERPO) without ever having committed, or even having threatened to commit, an act of violence with a firearm. While aimed at responding to "red flags," the bill sets a low threshold for judicial intervention, particularly when one compares it to the myriad and blatant "red flag" warnings that the Parkland shooter left but that were ignored by law enforcement agencies. And, contrary to popular belief, the bill is not limited to addressing people who pose an immediate threat of harm. In short, there is a great disparity between whom the bill actually affects and the high-profile shooting incidents that make passage of legislation like this seem so pressing.

The potential impact on individuals subject to an ERPO also involves much more than a long-term seizure of lawfully owned firearms. Without a right to appointed counsel, respondents¹ can be forced to submit to a mental health evaluation, be the subject of fairly widespread "danger" notifications even before a court order has been issued against them, face contempt proceedings and prison for failing to abide by any part of an ERPO, and

¹ In accordance with the bill's terminology, this memo will generally refer to the person seeking an ERPO the "petitioner" and the person to whom it applies the "respondent."

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unwittingly place themselves in jeopardy of criminal charges in the absence of the advice of counsel.

We recognize that this legislation is based, in part, on statutes enacted thus far by five other states. Those laws suffer many of the same defects we outline here, although in a few instances, some of them contain a few modest safeguards missing from H-7688/S-2492.² It is one thing to craft focused legislation aimed at disarming people who are credibly deemed to be an *imminent* danger; it is another to adopt procedures, as H-7688/S-2492 do, that cover much more speculative fears of danger. While a carefully and narrowly crafted bill aimed at stopping imminent threats might address many of the civil liberties concerns raised in this analysis, the problems with the proposed legislation, as we attempt to document below, are pervasive and deep.

"RED FLAG" STANDARDS

Two key elements of the legislation are the standard for filing a petition for an extreme risk protective order (ERPO) and the criteria to be used by a judge in determining whether to grant one. Both of these elements are, in our view, extremely flawed.

The bill grants "family or household members," local law enforcement officers, and the Attorney General the power to file an ERPO petition. The petition must allege, with specific facts, "that the respondent poses a significant danger of causing personal injury to self or others by having in their custody or control, purchasing, possessing, or receiving a firearm." [Page 2, lines 24-26.]

² For example, Connecticut's "red flag" law – the first in the country to be enacted – is limited to situations where a person "poses a risk of imminent personal injury" and an independent determination has concluded there is "no reasonable alternative" to confiscating their firearms in order to prevent the person from causing

imminent harm to him- or herself with the firearms he or she possesses. Sec. 29-38c. California's statute similarly requires a consideration of "less restrictive alternatives."

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There are a number of points to be made about this standard. First, it makes no attempt to define what constitutes a "significant danger," nor does it impose any sort of temporal limitation on that anticipated danger. In contrast to a separate provision in the bill authorizing *ex parte* orders when the danger is "imminent" [see Page 5, §8-8.3-5], the alleged danger posed by respondents can be anytime in the indefinite future. Further, the purported danger need not be to more than one person, nor does the potential harm even need to be a threat of *serious* personal injury – any type of possible injury will suffice to trigger the possible issuance of an ERPO.³

Indeed, the way the bill is worded, one does not even have to claim that the feared injury is likely to be caused by a firearm; only that the person's possession of one creates a significant danger of inflicting some type of injury. We are sure that evidence could be garnered that the mere possession of firearms poses a "significant danger of causing personal injury to self or others," leaving the scope of the bill's use to the mercy and good faith of those making use of the powers granted by the legislation.

We point out these distinctions not to diminish the seriousness of a person's alleged plan to injure only one person, rather than dozens, or to only slightly harm people, rather than kill them, but instead to note how much the actual language of the bill veers from its purported aim at mass shooters.

Since the Attorney General and local police departments have the independent power to seek these orders without the request of any family members [Page 2, lines 18-19], one can easily imagine this bill's petitioning authority being used in scenarios far outside the context that has prompted it. For example, almost by definition, individuals

³ The state's assault and other criminal statutes often differentiate between the level of injury in determining the severity of criminal penalties to be imposed.

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targeted by police as gang members – who, it is worth noting, are most often people of color – would fit the statute's amorphous standard of potentially posing a "significant danger" of injury to others by "having in their custody" a firearm. What is to stop police from using this law to file petitions against them in order to seize any lawfully owned firearms they have? Filing, and being granted, such a petition has the additional bonus of serving as a general search warrant that could conveniently allow police to "stumble across" evidence of unrelated illegal activity, because the bill allows police officers granted an ERPO to "conduct any search permitted by law" at a respondent's residence in order to search for firearms. [Page 9, lines 33-34.] Similarly, the increased practice of law enforcement trolling of social media for "harmful" or "threatening" posts could vastly increase the use of a bill like this against innocent people who engage in overblown political rhetoric.⁴

These are hardly far-fetched scenarios. If there is anything we have learned over the

decades, it is that law enforcement-related legislation enacted to address specific and serious crimes often is expanded for uses well beyond the initial intent. After all, who would have acknowledged that a law specifically aimed at mobsters – the Racketeer Influenced and Corrupt Organizations Act – would one day be used to go after anti-abortion protesters?⁵ Who would have predicted that expanded “civil asset forfeiture” laws – initially aimed at major drug dealers – would one day be so routinely used against innocent parties to take houses, cars, money and other property away without any criminal charges,

⁴ For an older but still very relevant offline example, see, e.g., <http://riaclu.org/news/post/aclu-responds-to-secret-service-investigation-of-student-essay/>

⁵ *Scheidler v. National Organization for Women*, 547 U.S. 9 (2006)

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much less criminal convictions, involved?⁶

An ERPO petition has a wide-scale impact on presumptively innocent individuals even before a judge considers the request. If the petition is being initiated by law enforcement, the police agency must first make a good faith effort to notify family and household members and “any known third party who may be at risk of violence.” [Page 3, lines 6-12.] This is required even if the danger is not considered imminent, and must take place before a judge has even reviewed the petition. When dealing with an alleged prospective mass shooter, whom do the police notify? To be on the safe side, isn’t it likely that every known family member will be apprised? Will every school within reasonable driving distance be subject to notification? What about the respondent’s employer?

Overnotification is inevitable, especially when tied to the broad standard for petitioning described above. The consequences for the individual, even if an ERPO is never issued, could be enormous.

A second major concern with the legislation involves the wide range of criteria a judge is given to consider in deciding whether to issue an ERPO. [Page 4, lines 12-31.] We do not object to the lengthy list per se, but we do question the weight some of those factors may be given and the lack of any prioritization. For example, it seems axiomatic that the granting of an ERPO should be premised on allegations of recent acts of violence or threats of violence by the respondent. But that is *not* required under this bill. The judge can consider those factors, which one would presume exist, but they do not need to be present or even a critical consideration in order to issue an ERPO. Further, even if there have been

⁶ See, e.g., “Policing for Profit: The Abuse of Civil Asset Forfeiture,” Cato Institute, March 2010; “Guilty Property: How Law Enforcement Takes \$1 Million in Cash from Innocent Philadelphians Every Year — and Gets Away with It,” ACLU of Pennsylvania, June 2015, available at: https://www.aclupa.org/index.php/download_file/view/2322/888/

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past threats or acts of violence by the respondent, they need not be connected to firearms in any way. Instead, a court can, in theory, rely solely on a person’s mental health, drug abuse or felony crime history – outside any context of violence, much less firearm violence – in issuing an order. In light of the stakes involved, it is not unreasonable to assume that the courts’ default, once presented with a petition, will be to find grounds for sustaining the

petition even when the evidence presented is less than compelling.

Another disconcerting aspect of the court's powers under the bill is that, in addition to confiscating any firearms, the judge can order a mental health or substance abuse evaluation, presumably against the respondent's will and upon contempt of court if he or she fails to comply. [Page 5, lines 6-7; Page 12, lines 25-27.] An ERPO petition can thus function as an end-run around the state's mental health statutes, which have very detailed standards before compelling a person's participation in the mental health system.

The length of time an ERPO is in effect once issued is also troubling. It remains in effect for at least one year before the respondent can challenge it. [Page 4, line 10; Page 8, lines 20-22]. This is a long time to maintain the property of a person who has not been charged with, much less convicted of, a crime. The time period for renewal of an ERPO should be shorter.⁷

Just as problematic is the method the bill provides to a respondent to secure return of any lawfully owned firearm confiscated through an ERPO and to have the order terminated. After a year has passed, the burden is on the respondent to prove by clear and convincing evidence that he or she is no longer a danger. [Page 8, lines 28-32.] How does one prove this negative, and how does one do it with such a high burden of proof? He or

⁷ At least one "red flag" state – Indiana – authorizes respondents to file a petition for a firearm's return 180 days after the order has been entered. IC 35-47-14-8.

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she can't even necessarily rely on the fact that they have committed no violence in the year, since the Catch-22 response from the state can be that it was only because of the ERPO that the respondent did not engage in violent conduct. Whatever timeframe is used for renewal of an ERPO, the burden should be on the petitioner to prove by clear and convincing evidence that it should remain in effect, not on the respondent to halt its continued imposition.

The bill establishes a separate, though related, time-compressed ex parte procedure for "imminent" threats, and that is where we believe the focus of any legislative effort like this should be. If there is no reason to believe a threat is imminent, why not go through regular investigatory steps to examine the allegations rather than establish a process like this, with all of its potential ramifications for innocent people or for people targeted by police for reasons unrelated to mass shooting fears?⁸

THE COURT PROCESS

While this is a civil proceeding where respondents have no clear constitutional right to counsel, there are potentially significant consequences to an ERPO respondent beyond losing possession of lawfully owned weapons. Those consequences, we believe, militate in favor of requiring the state to provide counsel. The respondent can be put under oath by the court [Page 4, lines 32-33], and the lack of an attorney under such circumstances can cause a respondent great harm. That is so in light of the potentially serious consequences emanating from a hearing like this. For example, the allegations against him or her may

8 While it might be unfair to call it a bait-and-switch, some proponents of “red flag” legislation cite a recent study suggesting that Connecticut’s “red flag” law has averted some suicides. Without being able to address the methodology or validity of that study, issued only last year, we note that this justification is a far cry from the incidents that have generated the support for this type of legislation and its coercive powers.

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very well implicate criminal statutes relating to threats or other offenses, but no attorney will be around to advise the respondent on exercising his or her Fifth Amendment rights. And precisely because the alleged harm is speculative, an attorney is in a much better position than a layperson to question the validity and weight of the evidence against the respondent.

The respondent also faces contempt charges for failing to comply with any obligations imposed under the ERPO and, as noted previously, he or she potentially must submit to, upon contempt of court, a mandatory mental health examination. Under all the circumstances, we believe respondents should be entitled to appointed counsel at the hearing if they cannot afford one.

Relatedly, the ERPOs issued by a court are required to indicate that the respondent “may seek the advice of an attorney.” [Page 5, lines 25-26; Page 6, lines 31-32.] But that advice is given *after* an ERPO has been issued, and after the respondent has been barred for at least a year from having firearms. In the short period of time between the filing of a petition and the court hearing, most respondents are unlikely to be able to find, or to afford, an attorney for the hearing itself, at a time when the critical decisions on whether to issue the protective order or to mandate a mental health evaluation are being made by the judge.

Finally, as noted earlier, the bill provides that in effectuating an ERPO, the police “shall conduct any search permitted by law” to find firearms. [Page 9, lines 33-34.] This can only encourage police to engage in extremely invasive searches of respondents’ residences with the potential for turning those searches into fishing expeditions for other potential contraband (e.g., drugs).

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ADDITIONAL CONCERNS

We believe the legislation raises a number of other miscellaneous concerns, and they are summarized below.

* The definition of “family or household member” follows that of the state’s domestic violence laws. [Page 1, lines 11-14.] While the relatively expansive definition in those laws makes sense in the domestic violence context, it may be unnecessarily broad here where individuals who may have grudges or ulterior motives can allege non-criminal conduct that does not affect them, but that will lead to serious hardships to respondents. Once one accepts such a broad definition, it becomes too easy to expand it in the future to allow neighbors, colleagues and others the same ability to file petitions.

* The petitioner is authorized to omit his or her address if the petition “states” that

disclosure of the address would risk harm to the petitioner or family members. [Page 3, lines 13-18.] We believe that a court should make an independent determination about that, rather than rely solely on the petitioner's statement. Like empaneling anonymous juries, the mere fact that the address is withheld seems to lend more credence to the allegations – rightly or wrongly.

* While the bill seems to establish a clear and automatic process for returning weapons once an ERPO has terminated [Page 11, lines 16-23], it also commands the State Police to develop rules and procedures pertaining to the return of firearms. [Page 11, lines 11-12.] Having had to sue police departments a number of times over their seizure of firearms and then their failure to timely return them once an investigation has been

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concluded,⁹ we are wary of what such a procedure might look like. To avoid any confusion, we would urge that the “rules and procedures” language make an explicit reference to the section following it (Section 8-8.3-10) that provides for automatic return of the firearms.

* ERPOs are entered into police databases, and the bill makes provision for removing that information once an ERPO is terminated. [Page 12, lines 8-9, 21-23.] However, ERPOs are also entered into a public judicial database [Page 11, lines 28-30], but there does not appear to be a comparable requirement for removing terminated ERPOs from that system. A publicly accessible record showing that a person once had their gun rights taken away based on being an “extreme risk” could erect barriers for them for decades when they undergo a background check for employment or housing, and could end up being just as harmful as if they had actually been convicted of a violent felony offense.

* If a bill like this is to be enacted, we urge the inclusion of an annual reporting requirement to provide indications to policy-makers of how the statute is operating. Among other things, the report could indicate the number of petitions filed and orders granted or denied; the number of requests for renewal or termination of orders and their outcome, etc. As a corollary to that, the General Assembly should also consider including a sunset clause. This would allow for an examination of the law's effectiveness and its impact after a certain period of time, including a review of research conducted on other states' “red flag” laws, and a consideration of the efficacy of alternative gun control measures in addressing the issue.

⁹ See, e.g., *Richer v. Parmalee*, 2016 WL 2094487 (D.R.I. 2016).

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CONCLUSION

People who are not alleged to have committed a crime should not be subject to severe deprivations of liberty interests, and deprivations for lengthy periods of time, in the absence of a clear, compelling and immediate showing of need. As well-intentioned as this legislation is, its breadth and its lenient standards for both applying for and granting an ERPO are cause for great concern.

The ACLU urges legislators to focus bills like these on addressing serious imminent threats to the public safety while safeguarding robust due process procedures before granting the courts and law enforcement agencies potentially intrusive powers over the liberty of individuals charged with no crime. A narrower bill with basic due process protections can provide the proper balance in promoting both public safety and constitutional safeguards.

Gun violence is a deeply serious problem deserving of a legislative response, but not, *Minority Report*-like, at the expense of basic due process for individuals whose crimes are speculative, not real. The precedent it creates could reverberate in unexpected and distressing ways in years to come.

SB-1466

Submitted on: 2/4/2019 9:31:51 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

SB-1466

Submitted on: 2/4/2019 9:43:51 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

As a mother of two young daughters who has personal experience with a multitude of mental health issues and domestic violence tragedies in my own network of friends and family, I strongly support this bill to help prevent gun violence tragedies for other families into the future. I urge you to please pass this common-sense gun safety bill this session to save precious lives.

SB-1466

Submitted on: 2/4/2019 10:04:52 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

My only problem with this is the continued lack of Due Process for individuals. As the Hawaii State Legislature continues to implement more laws that are restrictive and punitive in nature regarding Constitutionally protected rights, I believe I need to oppose them and simply ask that the laws we already have on the books be enforced.

Respectfully,

PJ Long III

SB-1466

Submitted on: 2/4/2019 1:02:38 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

re: SB1466

To whom it may concern:

I oppose SB1466. It has the potential of being abused by wrongfully reporting individuals as dangerous. People could use this for individual gains instead of what it's intended purpose is.

Sincerely,

Gavin Lohmeier

SB-1466

Submitted on: 2/4/2019 3:01:58 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Brandon Allen Kainoa Leong	Individual	Oppose	No

Comments:

Marcella Alohalani Boido, M. A.
Hawaii Judiciary Certified Spanish Court Interpreter, Tier 4

Senate District 10, House District 21. Moili'ili, Honolulu, Hawaii 96826

To: Chair, Sen. Clarence K. Nishihara; Vice-chair, Sen. Glenn Wakai
Members, Senate Committee on Public Safety, Intergovernmental, and
Military Affairs

Re: **SB 1466, SUPPORT**

Date: Thursday, February 7, 2019, 1:15 p.m., Room 229

Chair Nishihara, Vice-Chair Wakai, and Committee Members: Thank you for hearing SB 1466.

This testimony is presented as a private individual. I support the intent of this bill, which is to make Hawaii a safer place to live by preventing gun violence.

This bill touches on the *kuleana* of a number of government entities, non-profits, and professional and other interest groups, as well as private individuals. I look forward to reading their testimony.

After I read the testimony, I may have more to say.

Thank you for taking the time to hear this bill, and to read and consider all the testimony. Respectfully, I ask this Committee to pass SB 1466.

SB-1466

Submitted on: 2/4/2019 10:21:07 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
James Welch	Individual	Oppose	No

Comments:

Strongly oppose this bill, it violates our rights to due process and that's a dangerous slippery slope to go down.

SB-1466

Submitted on: 2/5/2019 4:59:35 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
taylor sumida	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/5/2019 8:32:19 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Suellen Barton	Individual	Support	No

Comments:

Fantastic idea!!!! Allow professionals to detect those individuals who shouldn't be allowed to possess firearms

SB-1466

Submitted on: 2/5/2019 9:55:59 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Meicha D'Auria	Individual	Support	No

Comments:

Meicha D'Auria, Pahi Ka st, Paia, Educator

To whom it may concern,

I am in support of Moms Demand Action.

I am asking, as an educator, that you might support SB 1466. Our keiki not only have the right to a free and available public education, but in addition they deserve being in a safe and secure environment. I have chosen to dedicate my life towards their socio-emotional and educational well being, and firmly believe that their physical well being should go without saying. No child, parent, or educator should be afraid of this not being fulfilled.

Thank you for your consideration,

Meicha D'Auria

Educator

Paia, Maui HI

Karen Worthington, JD
66 Puakea Place
Kula, HI 96790
February 4, 2019

TO: Senator Clarence K. Nishihara, Chair
Senator Glenn Wakai, Vice Chair
Committee on Public Safety, Intergovernmental, and Military Affairs

RE: SB1466-Relating to Gun Violence Protective Orders
Hawaii State Capitol, Room 229, February 7, 2019, 1:15pm

Position: Supporting the Bill

Dear Senator Nishihara, Senator Wakai, and Committee Members:

Thank you for the opportunity to provide testimony on this important bill to improve the safety of our communities. I am a mother, a children's policy attorney, a child advocate, an active participant in Maui's nonprofit community, and a supporter of Moms Demand Action.

In all these roles I have studied the devastation caused by firearms in the hands of people who should not have guns because they are a danger to themselves and/or others. Immediate access to firearms increases the likelihood that someone who is considering violence will act on that impulse. For example, a meta-analysis of studies about the role of guns in suicides found that access to a gun triples the risk of death by suicide.

SB1466 is one step that Hawaii can take to reduce the likelihood that people struggling with mental illnesses or substance abuse will use a gun to hurt themselves or other people.

SB1466 will provide a tool for family or household members to protect the person who is struggling and others from gun violence. This bill protects everyone in our communities because as you know, people with guns do not just kill themselves and close associates, they also shoot up schools, shopping malls, workplaces, and concerts. Loved ones often see red flags or warning signs that a family member needs help and may act violently. SB1466 provides a clear avenue for those family members to take action to prevent a tragedy.

On February 22, a place of business where I work with Maui nonprofits is holding an active shooter training. In January, an armed robbery at gunpoint occurred in the business' parking deck. While I loathe the idea of anyone having to engage in active shooter trainings, I am taking part in the event because unfortunately, planning for unthinkable acts of violence is the reality in which we now live. I look forward to a time when my daughters do not have lockdown drills or shelter-in-place practice at school and when places where I work do not actively prepare for shooting incidents. SB1466 will bring Hawaii one small step closer to that vision.

Please pass SB1466. Feel free to contact me if you need additional information:
klisaworthington@gmail.com.

Sincerely,



Karen Worthington

hscadv



HAWAII STATE COALITION AGAINST DOMESTIC VIOLENCE
1164 Bishop Street, Suite 1609, Honolulu, HI 96813

DATE: February 5, 2019
TO: **Senate Committee Public Safety**
Chair Clarence Nishihara
Vice Chair Glenn Wakai
Rosalyn Baker
Kurt Fevella
Breene Harimoto

FROM: Hawaii State Coalition Against Domestic Violence
RE: SB 1466 Relating to Gun Violence Protective Orders

Dear Members of the Committee:

On behalf of the Hawaii State Coalition Against Domestic Violence (HSCADV) and our 23 member organizations across the state, I am submitting testimony in **STRONG SUPPORT of SB 1466** which establishes a process by which law enforcement officers or family/household members may obtain a court order to prevent a person from accessing firearms and ammunition when the person poses a danger of causing bodily injury to oneself or another.

Recently we have seen too many instances throughout our country of horrific violence perpetrated by individuals who should never have had access to firearms but did, most of whom also had histories of domestic violence. In many of these cases there were indicators that perpetrators were planning violence where family or household members or even law enforcement were concerned but had no effective way to intervene. This law will allow individuals to alert police and the courts about their concerns and to take action to protect themselves, other family members, law enforcement or the community at large. Our hope is that this will prevent gun related violence in the State of Hawaii.

We believe the strengths of this bill are many, but would like to highlight a few. The bill gives a way for petitioners to get assistance with filling out the restraining order paperwork and also that any pending orders between the parties shall not interfere with the court's decision on the gun restraining order. Also, the bill outlines that it is not only "ownership" of a gun that is addressed, but all other means of having access. This is important as several domestic violence homicides in Hawaii have been committed using firearms that were

Together we can do amazing things

hscadv



HAWAII STATE COALITION AGAINST DOMESTIC VIOLENCE
1164 Bishop Street, Suite 1609, Honolulu, HI 96813

borrowed. Additionally, amending the time frame for surrender or confiscation from 7 days to 48 hours is a very positive change. If a person lies to obtain one of these orders they would be charged with perjury/misdemeanor which reduces the likelihood that this measure would be used without merit.

There is one amendment we'd like to note that would strengthen this bill: on page 17 lines 1-3 it currently reads, "a police officer serving a gun violence protective order may take custody of any and all firearms..." We think "may" should instead be "shall."

As stated above, HSCADV strongly supports SB 1466.

Thank you for your consideration of our testimony.

Respectfully,

Carmen Golay
Members Services Manager
Hawaii State Coalition Against Domestic Violence

Together we can do amazing things

SB-1466

Submitted on: 2/5/2019 5:55:06 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
elizabeth boykin	Individual	Support	No

Comments:

Aloha Senators and Committee Members,

My name is Elizabeth Boykin. I am a Maui mother of two small children and Local Chapter Leader for Moms Demand Action for Gun Sense in here on Maui. I am a strong believer that we can end the gun violence epidemic in our country. This is a solvable problem. As legislators you are in powerful positions to take meaningful action.

I believe that SB 1466, the Red Flag legislation, will be a great step toward making our islands safer, protecting our police and first responders, and setting a strong standard for gun violence prevention legislation going forward. I also believe that SB 1466 protects an individual's due process while benefiting the greater good of our community.

I urge you to support this legislation and swiftly move it out of committee. Mahalo for your time and support,

Liz Boykin

Laenui Place, Paia, Maui

SB-1466

Submitted on: 2/5/2019 6:37:03 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Shelton Yamashiro	Individual	Oppose	No

Comments:

A GVPO would be issued not because a person has been convicted of a crime or adjudicated mentally ill, but instead on third party allegations. These orders would lack due process, contain low evidentiary standards, and fall well below the norm for removing constitutional rights.

SB-1466

Submitted on: 2/5/2019 9:19:54 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Donna Arany	Individual	Support	No

Comments:

My name is Donna Arany and I am a resident of Honolulu. I am wanting to submit testimony in support of SB 1466. I believe that putting this bill into law will positively empower the ability of HPD and family to remove weapons from a person displaying aggressive threatening behavior, before a tragic shooting can happen. So often we hear of events leading up to a shooting that go unchecked because of fear and retaliation.

This law will also help persons who are threatening suicide, if they have access to a handgun or weapon, they will most likely succeed in killing themselves. By enacting this law, it removes the weapon from their possession so that the situation can deescalate. Hopefully cooler heads will prevail without the power of a gun.

Please consider moving this bill forward, to keep our community as safe as it has been for the last 20 years.

Aloha,

Donna Arany

SB-1466

Submitted on: 2/5/2019 7:37:24 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Bennett Cale	Individual	Support	No

Comments:

Thank you for your consideration of this bill and my testimony.

My name is Bennett Cale, I live in Kula, Maui. I am the father of 2 kama'aina keiki and am the Hawaii State Chapter Leader for Moms Demand Action for Gun Sense in America. We are a non-partisan group that works to enact common sense gun violence prevention measures.

The people of Hawaii need an effective tool to help ensure public safety when they see that a person poses a threat to others or themselves. Thirteen states have enacted Red Flag Laws—and in 2018 alone, at least 29 states and DC considered Red Flag legislation. Like all of America, Hawaii is suffering from a gun suicide crisis. Preventing a person who is exhibiting signs that they might be at risk of harming themselves from accessing guns can save their life. Shooters often display warning signs before committing violent acts. Proposed legislation would empower family members and law enforcement to act on these red flags before they turn into tragedy. Proposed legislation creates a fair process that ensures a full legal hearing before a year-long red flag order may be issued.

Thank you for your vote to move this important piece of legislation forward.

Bennett Cale

808.268.5068

SB-1466

Submitted on: 2/5/2019 9:21:06 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Scott Meehan	Individual	Support	No

Comments:

My name is Scott Meehan, and I am a resident of Honolulu, HI. I am writing in **strong SUPPORT of SB 1466**, and urge you to pass it to *help prevent persons who have been deemed a danger to themselves (or others) from accessing firearms and ammunition.*

Hawaii is already considered a national leader in gun safety legislation. And though we have some of the strongest common-sense gun laws in the country, there are already 13 states with Gun Violence Protective Orders in place. 29 other states considered similar bills last year, including Hawaii. Now we have an opportunity to show our leadership once again.

We cannot take our relatively safe community for granted. Please consider moving SB 1466 along, so that we have a chance to prevent gun violence *before* it happens. We have not had a mass shooting in this state for 20 years. I would like to think that we can prevent the gun violence that we have become accustomed to seeing on the mainland.

Mahalo for your consideration.

Scott Meehan, Art Director
HAWAII FIVE-0
CBS Television/ Eye Productions, Inc.

SB-1466

Submitted on: 2/5/2019 9:55:59 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Barbara Gomes	Individual	Support	No

Comments:

My name is Barbara Gomes. I am a resident of Oahu and I submit this request in support of the Gun Violence Protective Order bill SB 1466 and HB 1543.

I volunteer for the Oahu chapter of Moms Demand Action for Gun Sense and I have researched how Hawaii gun laws compare with other states. Although we do have many sensible gun laws, there is certainly room for improvement to make our state safer. We are fortunate to live in a relatively safe state that has experienced less gun violence than some other states, but we certainly are not exempt from the potential for gun violence here in the Islands. My hope is that we can strengthen our gun laws to make Hawaii as safe as possible so we might be able to avoid horrific mass shootings that we have become used to hearing about on the Mainland.

Some think of Hawaii as a model of gun safety for other states. In fact, there are already 13 states with red flag laws and at least 29 states considered red flag legislation in 2018.

Many mass shooters show warning signs beforehand. In half of mass shootings from 2009 to 2017, the shooter exhibited warning signs indicating that they posed a danger to themselves or others before the shooting. If Florida had enacted a law such as this one, it's very possible the Parkland shooting could have been avoided. The Parkland shooter displayed warning signs and his mother had contacted law enforcement on multiple occasions, but sadly, nothing was done without a law such as this in Florida. Florida has since passed a red flag law, but unfortunately, it was too late for the 17 people who died and 17 people who were injured in the Parkland shooting.

As a teacher, I have huddled under small desks with young children during "active shooter" lockdown drills. The idea of ever experiencing a real lockdown is simply unimaginable to most people, and yet it is entirely possible, even in our precious state of Hawaii.

We cannot take our relatively safe community for granted. With a large number of gun owners in Hawaii, and no legal process for helping ensure our community's safety from gun owners who have exhibited warning signs, please consider moving this bill along to become law as soon as possible. We do not want to wait until we experience more gun violence in Hawaii and only then decide to take action to prevent more tragedies.

Thank you very much for your careful consideration of this very important bill.

SB-1466

Submitted on: 2/5/2019 10:04:53 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

I strongly oppose SB 1466.

SB-1466

Submitted on: 2/5/2019 10:07:36 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Kerry Nagai	Individual	Oppose	Yes

Comments:

SB-1466

Submitted on: 2/5/2019 10:42:40 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
mark williams	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/5/2019 10:47:06 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sharon Williams	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/5/2019 11:07:41 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Fred Delosantos	Individual	Oppose	No

Comments:

I oppose SB1466. I violates a persons constitutional right without due process. SB1466 in essence presumes guilt, until proven not guilty. This violates one of the fundamental precepts that this country was founded upon, innocent until proven guilty. You're penalizing a person, depriving them of their constitutional rights, and then placing the burden of proving innocence on the person. This isn't right.

SB-1466

Submitted on: 2/6/2019 5:23:30 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

I strongly OPPOSE this measure. The dependance on third party initiation is too general and significantly removes due process for the accused individual.

SB-1466

Submitted on: 2/6/2019 5:57:06 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Alan Urasaki	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/6/2019 7:19:15 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
gary burbage	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/6/2019 7:27:32 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

SB-1466

Submitted on: 2/6/2019 8:10:15 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Donna K Santos	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/6/2019 8:38:39 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Erik Meade	Individual	Support	No

Comments:

Please support this bill. Over and over we see in the news after many shooting tragedies that there were warning signs, but no laws which allowed anything to be done about it. Let's save lives and pass laws that would allow us to prevent such tragedies in the future.

SB-1466

Submitted on: 2/6/2019 8:58:48 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

I strongly oppose SB1466 and I ask you to do the same.

I believe in due process and the presumption of innocence until proven guilty. SB1466 removes this with a court session in secret from the defendant. The defendant is not allowed to state his case or face his/her accuser(s).

On a personal level this offends me to my core. My 14yr old(at the time) daughter was sexually assaulted by an adult male. The prosecuting office never took him to trial because my daughter was too scared to testify. The prosecution didn't think they had a strong enough case with out it. They said that her taped interview and written statements would not count because of due process and his right to face his accuser. He walks the streets today a free man, because of due process, yet SB1466 could potentially take away my due process if someone were to make a claim(even a far fetched one). I wouldn't even know about it until there was a knock at the door. That is very insulting to me personally.

I ask you to oppose SB1466, because I believe in the justice system and we need to have due process and the presumption of innocence until proven guilty. All SB1466 does is make the State the "Thought Police" punishing and taking away an individual's rights because of what they might possibly do.

Thank you,

Seth Addison

SB-1466

Submitted on: 2/6/2019 9:03:56 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

I oppose SB1466

I appreciate the intent of SB1466 however I feel it is a violation of due process, can be abused, and that it's a placebo that could do more harm than good.

This bill would remove peoples right to "keep and bear arms" without a trial or conviction for something that has a remote chance of happening in the future. This is not how America works. The 2nd amendment is not a second class right, it is a right equal to all others. Even worse, the protective order can continue indefinitely through renewals without ever being convicted of a crime.

This bill can be abused. Allegations can be made for retribution or blackmail purposes. Something as little as holding a firearm for an innocuous purpose can be seen as threatening to some people. For example competition shooters will "dryfire" their firearm for practice inside of the home. This is where they practice holding an unloaded gun and pressing the trigger at a target to practice muscle memory and aiming skills. People who don't own firearms will see this as unusual and possibly threatening. The burden is on the firearm owner to prove his innocence.

Lastly this bill forms a false sense of security. If a person is such an imminent threat to society that their civil right of owning a firearm is infringed, then that person should be removed from society and placed into treatment or arrested. That person is still able to use their hands, knives, cars, and other methods to harm people.

Oppose SB1466

Todd Yukutake
toddykutake@gmail.com

SB-1466

Submitted on: 2/6/2019 9:06:39 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
tony frascarelli	Individual	Oppose	No

Comments:

Opposed. Does not provide for due process before issuance of an order. Does nothing to prevent petitioner from filing a revenge or an "in spite of complaint" other than the threat of perjury. Someone angry enough to file a false complaint could care less about the threat of perjury.

SB-1466

Submitted on: 2/6/2019 9:14:14 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
John W. Roberts	Individual	Oppose	No

Comments:

SB-1466

Submitted on: 2/6/2019 9:25:46 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Grace Simpson	Individual	Support	No

Comments:

Aloha,

My name is Grace Simpson and I am an artist and nanny living on Laenui Place in Paia town.

I am writing today as a supporter of Moms Demand Action to ask our legislators to support SB 1466, a Red Flag Bill to help prevent gun violence and save lives in Hawaii.

Being a survivor of gun violence myself, I feel very strongly about the Red Flag Bill. This bill could have prevented the gun violence I nearly escaped. I feel very fortunate to be alive today after my close experience and feel confident that this bill could prevent others from such tragedy.

Gun violence can appear out of nowhere, like at a party where I was celebrating a friend's completion of graduate school. The front door had been left open, and somehow an uninvited guest slipped by unnoticed. The room was a mixture of laughter, music, and joy until our uninvited guest was asked to leave. He left but began to argue outside and suddenly flashed a large gun that he was wearing like a necklace on a rope under his sweatshirt. I proceeded to watch from the doorway of the house as he and my close friend grappled each other to the sidewalk, my friend yelling "he has a gun, he has a gun!" as he tried to pull it off of him.

The police were called immediately, but before they arrived I watched the slowest two minutes of my life go by. At any one of those moments, that gun could have gone off. Who knows where the bullet would have landed. When the police arrived, we learned that he was the leader of a popular street gang, and that they had been looking for him. Also, that we were very lucky.

It wasn't until I sat watching the sun rise that morning that I cried my eyes out. I sobbed thinking about how precious life is, how fragile humanity is, and how dangerous guns can be. I sobbed thinking about how I almost watched my friends blood spill, and how lucky we were to be alive.

My body broke out in shingles that day due to the stress on my system and it took me a while to recover. Even years later, writing this letter turned out to be harder than I had imagined.

Please support SB 1466, a Red Flag Bill to help prevent gun violence and save lives in Hawaii. By enabling family members and law enforcement to seek a Gun Violence Protection Order, threats of violence and dangerous behavior, even to oneself, can be addressed and lives can be saved. We need a protective tool here in Hawaii to help to ensure the safety of the public when someone poses a threat to themselves or others.

Thank you for listening to my story and for your time.

Mahalo,

Grace Simpson

SB-1466

Submitted on: 2/6/2019 9:28:48 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

Although there may be legitimate legal reasons to remove a person's firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence in their defense.

The first time the firearms owner finds out a (so called) red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to have their rights restored.

Due process is a cornerstone of the American Justice System and that the Hawaii Legislature should veto any attempt to undermine that sacred foundation.

SB-1466

Submitted on: 2/6/2019 9:32:02 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

SB-1466

Submitted on: 2/6/2019 9:59:39 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
James Logue	Individual	Oppose	No

Comments:

I oppose this measure, while the intention is pure, it makes a law abiding weapon owner an automatic criminal **without due process**. As one having experience with work in family law, I know first hand that courts rarely deny Temporary Restraining Orders and will most likely treat this law the same. The reasoning is always "just in case." While I understand the intention of this bill is prevention, I ask that the committee, even if you are not in favor of guns or gun rights, to consider the fact that this automatically criminalizes folks without their due process.

Like it or not, plenty of people file TROs and other orders out of spite, it's sad, but it's true. This law could be used by an angry family member, spouse, EX (especially if battling for child custody), neighbor, etc. in a manner of revenge which will negatively impact the legal owner without true due process. Are we not "**innocent until proven guilty**" in the United States anymore?

SB-1466

Submitted on: 2/6/2019 11:27:23 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sara Lynn Shisler Goff	Individual	Support	No

Comments:

The Rev. Dr. Sara Shisler Goff, Episcopal priest and primary school chaplain at Seabury Hall, Maui;

I was a junior in high school the year Columbine happened. Going to school the next day, my friends and I had a sense of fear as we entered our the building and went about our day. Threats of copycat shooters had been made and everyone was experiencing a feeling that would tragically become familiar over the following years-- the terror of knowing that at any moment, someone could walk into school with a gun or semi-automatic weapon and going on a murder spree. These days I am a school chaplain teaching middle school and high school students. Every day, we all come to school with the underlying fear that today, we could be the next victims of the next school shooting. Many of my students are angry that our lawmakers continue to fail them but not enacting laws that could save their lives.

As a teacher, faith leader, godmother and human being, I am begging you pass SB 1466 and dedicate your public service to creating a safer world for our children, and all of us. I have preached countless sermons in the wake of mass shootings--the Sunday after Newtown, Orlando/Pulse, Parkland. I pray every day that I never again have to preach one of these sermons, that I never again have to sit at the bedside of a gunshot victim and comfort their family after their death, that I never again have to worry when I send my spouse to work as a psychiatrist, that one of their patients suffering from mental illness will come in with a gun and shoot up the hospital where they work.

The passage of SB 1466 would allow loved ones and law enforcement-- who are often the people who see the first signs that someone presents a potential threat-- to petition the court for a Gun Violence Protective Order. Polls show that the majority of your constituents, including myself, strongly support these and other comprehensive gun safety laws. Please act in accordance with the trust we have put in you to represent us and protect us by supporting SB 1466.

SB-1466

Submitted on: 2/6/2019 10:35:16 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

Dear Committee Members,

I oppose SB1466 and the ease at which it allows anyone the “ability to petition a court to confiscate the shooter's firearms and ammunition. As stated in SB1466, “According to the Centers for Disease Control and Prevention, Hawaii had the second-lowest number of gun deaths per capita among the states in 2015. So, I believe this “RED FLAG” law is not valid and is an example of the overreaching power of the state.

V/r,

K. Lim

SB-1466

Submitted on: 2/6/2019 11:21:48 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

Dear Committee Members,

I oppose SB1466 and the ease at which it allows anyone the “ability to petition a court to confiscate the shooter's firearms and ammunition. As stated in SB1466, “According to the Centers for Disease Control and Prevention, Hawaii had the second-lowest number of gun deaths per capita among the states in 2015. So, I believe this “RED FLAG” law is not valid and is an example of the overreaching power of the state.

V/r,

D. Lim

SB-1466

Submitted on: 2/6/2019 11:50:13 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Meshay Christiansen	Individual	Support	No

Comments:

Aloha,

My name is Meshay and I reside on Hoe Street in Paia. I am the proud mama of two children and a supporter of SB1466.

Twelve years ago, my grandfather committed suicide. He shot himself in his bathtub, just minutes after a family dinner. Depression is real, it is a monster and it has a rippling affect.

The amount of mental health resources available has declined over the years which has led to more and more people living in pain every day with little or no help. These individuals often lose hope and will do the unthinkable to make it stop. Finding and helping them, before they do harm, is in everyone's best interest. SB 1466 will give the fellow family members, friends, care givers, gun stores, police, and government the ability to help those with mental illness in a time of great distress! There are almost always red flags if someone is thought be a danger or threat to themselves and/or others. It is time that we acknowledge these warning signs and take action before it's too late. SB 1466 will help save many lives!

Thank you, sincerely, for your time!

SB-1466

Submitted on: 2/6/2019 12:16:14 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

Please stop. Now we have our rights violated by someone who "alleges" (Definition of allege: claim or assert that someone has done something illegal or wrong, typically without proof that this is the case). Also, access to health records I thought was private. Are now violating that as well?

SB-1466

Submitted on: 2/6/2019 12:40:55 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Lord	Individual	Support	No

Comments:

Every gun control bill has opposition to it. This is one that has a lot of statistical research around the issue it is trying to avoid: Domestic Violence.

The connection between domestic violence and guns is clear and significant:

"Domestic violence was one of the most significant risk factors leading to the murder of women, according to [a 2003 study](#). Researchers found that up to 80% of "intimate partner" homicides involved a man physically abusing a woman ahead of her murder. "

"Decades ago, far more murders were committed by spouses than dating partners. But that shifted over time. In 2008, more murders were committed by dating partners, according to a [study of homicide data](#) by the advocacy group Everytown for Gun Safety. In 2015, they were about equal."

I am a strong supporter of this bill. I've attended court with women friend who needed a TRO from a fellow and she was afraid he had a gun (she didn't know if he had) I wish this bill went further, but this is a small step to progress. The Police should have guns and not be afraid when they are called to a domestic violence incident. We need to make sure family murder-sucides don't occur.

Aloha & Mahalo Susan Lord

SB-1466

Submitted on: 2/6/2019 3:33:37 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Michael A. Wee	Individual	Oppose	No

Comments:

I stongly OPPOSE this bill. This measure is lacking due process, has minimum evidenciary requirements, and has great potential for being misused. The loss of a constitutional right could be based on hearsay, emotional revenge, or whatever, regardless of the circumstances..

SB-1466

Submitted on: 2/6/2019 3:42:48 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

Aloha Chair Nishihara, Chair Wakai and members,

Although this bill is not in the Hawaii Women's Coalition Package this year, a version has been in the past. Therefor I am testifying in support as an individual.

Consider the statistics: The presence of a gun in DV situations increases the risk of homicide by 500%. Between 2016-2017 the National Domestic Violence Hotline fielded 74% more calls related to gun violence.

The one weak point however, that word MAY (take custody of any...firearms, should be changed to SHALL...

I have personal experience with HPD coming to my condo complex at least 3 times in response to a domestic incident with a shotgun. In NONE of those cases did HPD confiscate the weapon. As far as I know he is still here and an ongoing threat.

Ann S. Freed

Co-Chair Hawaii Women's Coalition

SB-1466

Submitted on: 2/6/2019 3:51:06 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Devin Sasai	Individual	Oppose	Yes

Comments:

I strongly oppose SB1466 as it allows anyone to petition to have a person's rights taken away for something that they may or may not do. The laws cannot punish someone for future or possible actions. As such, this bill, while it means well, is a clear violation of a person's presumption of innocence. Although we would like to be proactive, we cannot skirt the law and impose a punishment on those actions we cannot foresee. I urge you to vote against this bill. Thank you.

Devin Sasai

From: [Ninja Forms TxnMail](#) on behalf of [Kevin KACATIN](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 7:08:57 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Kevin KACATIN
E-mail : ukazzh@gmail.com
Zip Code : 96782

Testimony : {field:message_copy_1549077715101}

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From: [Ninja Forms TxnMail](#) on behalf of [Cyril Moniz](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 8:41:28 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Cyril Moniz
E-mail : cyril.moniz@gmail.com
Zip Code : 96720

Testimony : I oppose bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Charles Ferrer](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 8:25:57 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Charles Ferrer
E-mail : cferrer@hawaii.edu
Zip Code : 96782

Testimony : I strongly oppose SB1466. Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence in their defense. You could just have some who don't like you make a false report, and you will be red flagged.

The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

Please oppose SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Mitchell Weber](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 8:11:55 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Mitchell Weber
E-mail : Mdotweber@icloud.com
Zip Code : 96789

Testimony : This e-mail is in OPPOSITION of SB1466

On the surface this bill sounds valid however, It also removes all due process. You all took an oath to uphold the US constitution, this bill is in direct violation of our rights as citizens of this nation! Imagine this scenario, a male stalker calls into HPD to report his female victim as a suspected terrorist, he is successful at getting her disarmed and proceeds to break into her place of sojourn and rape her without regard because she is defenseless. Scary to imagine isn't it? Unfortunately this has happened in places were laws like these have been passed! Please weigh the consequences of your proposed bills before you waste any more of my tax dollars!

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From: [Ninja Forms TxnMail](#) on behalf of [Mitchell Weber](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 8:11:55 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Mitchell Weber
E-mail : Mdotweber@icloud.com
Zip Code : 96789

Testimony : This e-mail is in OPPOSITION of SB1466

On the surface this bill sounds valid however, It also removes all due process. You all took an oath to uphold the US constitution, this bill is in direct violation of our rights as citizens of this nation! Imagine this scenario, a male stalker calls into HPD to report his female victim as a suspected terrorist, he is successful at getting her disarmed and proceeds to break into her place of sojourn and rape her without regard because she is defenseless. Scary to imagine isn't it? Unfortunately this has happened in places were laws like these have been passed! Please weigh the consequences of your proposed bills before you waste any more of my tax dollars!

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From: [Ninja Forms TxnMail](#) on behalf of [Jake Hanawahine](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 11:05:02 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jake Hanawahine
E-mail : da808rock@yahoo.com
Zip Code : 96734

Testimony : This email is in opposition of sb1466

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From: [Ninja Forms TxnMail](#) on behalf of [Wilfred Lum](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 10:21:42 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Wilfred Lum
E-mail : ahaoleo@gmail.com
Zip Code : 96744

Testimony : I strongly oppose SB1466 as it removes the right of due process and there is a lack of the presumption of innocence until proven guilty.

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From: [Ninja Forms TxnMail](#) on behalf of [steven kumasaka](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 9:48:18 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : steven kumasaka
E-mail : macsak@gmail.com
Zip Code : 96821

Testimony : VIOLATES DUE PROCESS

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From: [Ninja Forms TxnMail](#) on behalf of [Shaun Woods](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Friday, February 1, 2019 9:47:49 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Shaun Woods
E-mail : ctrsnarebear@gmail.com
Zip Code : 96818

Testimony : This e-mail is in OPPOSITION of SB1466 .

This bill is an end-run around the fourth and fifth amendment rights to due process. It is blatantly unconstitutional, and should never have been introduced. I know that such laws are in vogue right now, but that doesn't make them right. The state DOES NOT have the right to take someone's property without due process.

The first time the firearms owner finds out a red flag order has been placed on them is when a secret court order sends the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

You cannot possibly support such a measure. Do not. Do what you were elected to do, and fight for our rights.

Sincerely,
Shaun Woods

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From: [Ninja Forms TxnMail](#) on behalf of [thomas.galli](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 7:14:01 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : thomas galli
E-mail : tom1.galli@gmail.com
Zip Code : 96816

Testimony : This e-mail is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Alvin Rodrigues](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 5:51:16 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Alvin Rodrigues
E-mail : al_bkk@yahoo.com
Zip Code : 96797

Testimony : A 19 petitioner may request that an ex parte gun violence protective 20 order be issued before a hearing for a one-year gun violence 21 protective order, WITHOUT NOTICE TO THE RESPONDENT. Is unconstitutional and no laws shall be made that is not constitutional. Constitution states only one command twice. The Fifth Amendment says to the federal government that no one shall be "deprived of life, liberty or PROPERTY WITHOUT DUE PROCESS OF LAW. Even if president Trump thinks it's ok to take away our guns first and worry about due process later it is unconstitutional and when challenged by the supreme court this law will fail. I urge you to respect your pledge to uphold the constitution and this BILL 1466 is unconstitutional.

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From: [Ninja Forms TxnMail](#) on behalf of [Carl Jellings](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 3:11:03 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Carl Jellings
E-mail : carl_jellings@yahoo.com
Zip Code : 96792

Testimony : This email is in strong opposition of SB1466. Judging by the other bills I've been in opposition to relating to firearms it seems as though whoever writes them, doesn't seem to care that Due Process is a key component to our Constitutional Republic, it saddens me a lot actually. There needs to be a court case. Thank you for taking the time to read this.

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From: [Ninja Forms TxnMail](#) on behalf of [Keola Picerno](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:38:41 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Keola Picerno
E-mail : picernok@gmail.com
Zip Code : 96766

Testimony : I Keola Picerno is in strong opposition of SB 1466.
If there is an individual who has a problem with another individual, a story may be fabricated.
This bill would be in violation of our 2nd amendment.....

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From: [Ninja Forms TxnMail](#) on behalf of [Kamalu Han](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:13:31 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Kamalu Han
E-mail : k.han@hotmail.com
Zip Code : 96818

Testimony : This email is in OPPOSITION of SB 1466.

Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence in their defense. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

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From: [Ninja Forms TxnMail](#) on behalf of [Courtney Kealohapauole](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 7:15:36 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Courtney Kealohapauole
E-mail : c.kealohapauole@gmail.com
Zip Code : 96753

Testimony : What is the point of the due process then? The family should search for professional help from a doctor or psychologist. Removing their belongings will not change anything for them. They need professional help.

Amendment 2
- The Right to Bear Arms

A well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed

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From: [Ninja Forms TxnMail](#) on behalf of [John mark Guillermo](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:32:06 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : John mark Guillermo
E-mail : cornbeef07@gmail.com
Zip Code : 96819

Testimony : I strongly oppose this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Len Ferguson](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:12:31 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Len Ferguson
E-mail : lenfergusen@gmail.com
Zip Code : 96797

Testimony : This email is in opposition of SB1466, there is no need to infringe on the rights of lawful citizens. I am OPPOSED TO THIS BILL and I vote with my conscience and the facts.

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From: [Ninja Forms TxnMail](#) on behalf of [Nathan Okamura](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:49:19 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Nathan Okamura
E-mail : nateo@hawaii.rr.com
Zip Code : 96789

Testimony : This email is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Peter Abraham](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:44:57 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Peter Abraham
E-mail : kapsabraham@yahoo.com
Zip Code : 96782

Testimony : Oppose sb1466

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From: [Ninja Forms TxnMail](#) on behalf of [Chad Woodward](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:41:01 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Chad Woodward
E-mail : nohome726@gmail.com
Zip Code : 96857

Testimony : In opposition to this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Ray Bala](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:36:22 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ray Bala
E-mail : blackeyepro@sbcglobal.net
Zip Code : 96819

Testimony : I oppose SB1466.

Sincerely,
Ray Bala

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From: [Ninja Forms TxnMail](#) on behalf of [Jose Valdez](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:34:34 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jose Valdez
E-mail : joev362003@yahoo.com
Zip Code : 96819

Testimony : I Opposed Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Isaac Lee](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 10:23:27 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Isaac Lee
E-mail : ilee0154@gmail.com
Zip Code : 96826

Testimony : I oppose SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Stanley Mendes](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:49:30 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Stanley Mendes
E-mail : bhunter808@hotmail.com
Zip Code : 96776

Testimony : I strongly oppose of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Ed Roger Dela Cruz-Cabato](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:47:53 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ed Roger Dela Cruz-Cabato
E-mail : subiejunkie808@yahoo.com
Zip Code : 96786

Testimony : I Ed Roger, oppose of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [sean goo](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 12:46:50 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : sean goo
E-mail : sean.goo23@gmail.com
Zip Code : 96816

Testimony : we oppose SB1466. Where is the due process, any family member can say we are dangerous and you will take our firearms away???

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From: [Ninja Forms TxnMail](#) on behalf of [Anthony Smith](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 11:12:16 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Anthony Smith
E-mail : Tjunebug77@gmail.com
Zip Code : 96819

Testimony : I strongly oppose bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Rene Yuen](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 10:45:30 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Rene Yuen
E-mail : shiankasuiso99@gmail.com
Zip Code : 96822

Testimony : This e-mail is in OPPOSITION of SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Wayne Berdon](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 10:33:19 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Wayne Berdon
E-mail : wayneberdon@yahoo.com
Zip Code : 96826

Testimony : I strongly SB1466. I believe in due process of law and the right to defend yourself in the home as well as in court. There should be no order issues with out you having the ability to give testimony in your defense

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From: [Ninja Forms TxnMail](#) on behalf of [Joel Berg](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 1:25:47 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Joel Berg
E-mail : d2bergler@hotmail.com
Zip Code : 96789

Testimony : I strongly oppose SB1466

Any law that attempts to suspend a guaranteed right without due process should send up terrific red flags to an elected politician sworn to uphold the Constitution. If a person is to unsafe to own firearms particularly when they are a risk to a family member then there's no reason for them to be on the street period. If you intend to revoke an individuals rights then follow the Bill Of Rights and provide the accused Due Process.

Hawaii has a lot of problems. We have a drug problem, a property crime problem, a homelessness problem, a traffic problem and a distressing number of infrastructure problems. What we do NOT have is a gun problem. Rather than wasting my tax dollars implementing and enforcing this unimpactful policy and then wasting more of my money trying to defend it in court when the state gets sued please take those resources and start chipping away at the real causes of human misery here in the islands. If you won't I'm sure we can find someone who will.

Thank you for taking time to address my concerns.

Captain Joel Berg

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From: [Ninja Forms TxnMail](#) on behalf of [Bobby Smith](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 1:11:53 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Bobby Smith
E-mail : 199gunfighter@gmail.com
Zip Code : 96744

Testimony : I am a strong opposition of SB 1466, Once again Hawaii's radical Democratic representatives are attempting to make felons out of law-abiding citizens. Opening up loopholes for persons who might have a grudge, corrupt police officers, or even vindictive family members To violate the rights of any law-abiding citizen. The fact that this is once again being done by the Democrats with a "closed-door" policy and removing any right of due process or "innocent until proven guilty" from every innocent person in the state of Hawaii.

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From: [Ninja Forms TxnMail](#) on behalf of [Lance Akana](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 12:54:04 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Lance Akana
E-mail : lnb.akana@yahoo.com
Zip Code : 96793

Testimony : I oppose this bill 110% leave alone my 2nd ammendment

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From: [Ninja Forms TxnMail](#) on behalf of [Wesley Mcglothlin](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 2:33:00 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Wesley Mcglothlin
E-mail : weslmac@gmail.com
Zip Code : 96706

Testimony : I oppose SN1466 Red Flag laws are unconstitutional and Due Process should be required

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From: [Ninja Forms TxnMail](#) on behalf of [Matthew Dasalla](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 2:28:45 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Matthew Dasalla
E-mail : dasa3055@yahoo.com
Zip Code : 96797

Testimony : This email is in OPPOSITION of SB1466.

This bill does not prove o support due process. It is a guilty till proven innocent bill. This is unconstitutional.

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From: [Ninja Forms TxnMail](#) on behalf of [kent kurihara](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 2:00:13 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : kent kurihara
E-mail : kentkurihara@hotmail.com
Zip Code : 96819

Testimony : This e-mail is in OPPOSITION of SB1466

There are legitimate legal reasons to remove a persons firearms, but this law removes all due process and fairness toward the accused. Any court order that is composed in secret, behind closed doors, should have many more layers of double-checking and verification before execution. With no notification or chance to defend themselves, provide evidence in their defense, citizens' constitutionally protected rights can be unfairly attacked and revoked.

Law enforcement department sand officer, family members without any formal mental health training or education would be able to strip a citizen of Constitutionally protected rights. On it's face, this is blatantly wrong and unjust.

A Firearms owner will find out a red flag order has been placed on them when the police show up to take away their firearms. This will inevitably be an instant source of confrontation, putting the safety of the LE community, citizens, and neighbors in danger.

Citizens who are "red flagged" will have to hire a lawyer to defend themselves in court to get them back, once again shifting the burden of proof from the accuser (State) to the accused. This is not how citizens are treated in America.

I would be happy to discuss these measures and bills with any Senator.

Thank you,

Kent Kurihara

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From: [Ninja Forms TxnMail](#) on behalf of [Dietl Bagusto](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 5:34:25 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Dietl Bagusto
E-mail : dbagusto@yahoo.com
Zip Code : 96732

Testimony : This email is in opposition of sb1466

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From: [Ninja Forms TxnMail](#) on behalf of [denis lucero](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 4:09:19 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : denis lucero
E-mail : dlucero5@aol.com
Zip Code : 96788-0251

Testimony : oppose bill...

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From: [Ninja Forms TxnMail](#) on behalf of [Robert Okuda](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 3:58:19 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Robert Okuda
E-mail : robokuda002@gmail.com
Zip Code : 96819

Testimony : There is no due process here and I strongly oppose this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Timothy Welch](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 3:22:27 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Timothy Welch
E-mail : zaticat@yahoo.com
Zip Code : 88012

Testimony : This e-mail is in OPPOSITION OF SB1466 because it is in direct violation of the constitution and denies a person due process rights. If passed My family and I will no longer vacation in Hawaii. Stop punishing law abiding citizens and taking away their rights.

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From: [Ninja Forms TxnMail](#) on behalf of [Cyrus Chun](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 7:49:31 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Cyrus Chun
E-mail : pupulehd@hawaii.rr.com
Zip Code : 96825

Testimony : I oppose SB1466 because it removes the “due process“ of law to the gun owner. Law enforcement officers, family members or neighbors are not medical doctors and cannot make the determination that a person is not fit to own guns and ammunition. We already are screened for mental issues in order to get a gun permit. There is already TRO requirements to take away a perpetrator’s Guns once he/her is served the TRO. This bill does not address false accusations from family members, neighbors, etc. This law can be unfairly applied. We already have sufficient laws to prevent disturbed people from owning guns. We don’t need SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Noah Drazkowski](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 7:06:39 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Noah Drazkowski
E-mail : noahdrazkowski@hotmail.com
Zip Code : 96761

Testimony : I oppose this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Dustin pqclik](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 6:14:08 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Dustin pqclik
E-mail : paclikd@gmail.com
Zip Code : 96749

Testimony : This e-mail is in OPPOSITION of SB1466. a person should not be able to dictates ones ability to procure handle or own without due process

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From: [Ninja Forms TxnMail](#) on behalf of [Luisito Tadeo](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:53:45 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Luisito Tadeo
E-mail : eiul808@yahoo.com
Zip Code : 96797

Testimony : I opposed this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Michelle Visitacion](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:33:45 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Michelle Visitacion
E-mail : michelleillest@gmail.com
Zip Code : 96797

Testimony : This e-mail is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Genni Lou Cabato](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 8:17:12 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Genni Lou Cabato
E-mail : genni_lou12@yahoo.com
Zip Code : 96786

Testimony : I Genni,
Oppose of SB1466 bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Marc Miyaki](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 9:16:43 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Marc Miyaki
E-mail : marc@hanabada.com
Zip Code : 96782

Testimony : This email is in OPPOSITION of SB1466. While it is important to keep firearms out of the hands of bad people, we must not take them from the hands of good people with no due process. The people are to be presumed innocent until proven guilty. And found guilty beyond a reasonable doubt. Until such time, their freedoms should not be stripped from them.

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From: [Ninja Forms TxnMail](#) on behalf of [Elias Kona](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 6:30:20 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Elias Kona
E-mail : anokiak@gmail.com
Zip Code : 96826

Testimony : I oppose this bill because it would take away decision making from the public.

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From: [Ninja Forms TxnMail](#) on behalf of [Danny Yamada](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 12:39:47 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Danny Yamada
E-mail : d808yamada@gmail.com
Zip Code : 96797

Testimony : This email is in OPPOSITION of SB1466. As a law abiding citizen I strongly oppose this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Jason Ladera](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Saturday, February 2, 2019 9:45:09 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jason Ladera
E-mail : mauka2makai78@gmail.com
Zip Code : 96766

Testimony : Fuck that!! I DONT SUPPORT THIS BILL

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From: [Ninja Forms TxnMail](#) on behalf of [Rogelio Lazaro](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 4:01:58 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Rogelio Lazaro
E-mail : gorgoisao@yahoo.com
Zip Code : 96817

Testimony : This e-mail is in OPPOSITION of SB1466

It would violate due process. It would also subject an otherwise law abiding citizen to malicious persecution at anyone's whim who have not committed any criminal act.

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From: [Ninja Forms TxnMail](#) on behalf of [Deven English](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 10:25:52 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Deven English
E-mail : kamea6@gmail.com
Zip Code : 96797

Testimony : This email is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Rudy Andrion](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 9:27:44 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Rudy Andrion
E-mail : roots4757@yahoo.com
Zip Code : 96768

Testimony : This e-mail is in OPPOSITION of SB1466.

I'm a law abiding citizen and a registered voter in the state of Hawaii. I STRONGLY OPPOSE SB1466. This bill is unconstitutional it removes a persons right to due process.

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From: [Ninja Forms TxnMail](#) on behalf of [Seth Addison](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 7:34:37 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Seth Addison
E-mail : sethaddison@hotmail.com
Zip Code : 96706

Testimony : This is an Email in opposition to SB1466.

This proposed law removes due process and the presumption of innocence, taking away a Citizen's rights without even being able to defend himself or face his accuser.

This fact is personally offensive to me. My daughter was sexually abused as a minor by an adult, but the case was never brought to trial because he(the defendant) had the legal right to face his accuser in court, and since my, at the time, 14 yr old daughter was to distraught/scared to do it. He walks free. Why you ask? Because of due process...

If you can give pedophiles due process after they 1st degree sexual assault kids. I feel you should be able to find it in your hearts to give due process to the guy that owns a rifle that has a family dispute.

I ask you to oppose SB1466 and afford EVERYONE their due process rights. You would want your due process rights if you were sitting in the defendant's chair. Or even worse, a secret Court is in session about you, and you don't even know about it.

Thank you,

Seth Addison

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From: [Ninja Forms TxnMail](#) on behalf of [Ed Au](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 5:31:06 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ed Au
E-mail : edau@live.com
Zip Code : 96701

Testimony : Dear Senators and Representatives,

SB 1466 is unconstitutional and a violation of the 2nd Amendment. Citizens have a right to bear arms, to protect themselves.

You cannot limit how a person can protect themselves or the number of rounds a rifle or pistol can contain. I watch the news, when home invasions occur, there is always more than 1 person. It usually is a group of thieves. Why limit the number of rounds a person can have to protect themselves.

These laws were brought about due to news constantly reporting criminals committing shootings. Those individuals are criminals, there is no logical reasoning that criminals will follow any laws you create. Why punish the many non-criminals when a minority of criminals commit a crime. There is no sound reasoning to this. Every time a criminal commits a crime, it's the good citizen that is punished, you have the victim, then the public.

I will take legal action if my rights are violated and so will many others. This is a violation of my constitutional rights and there will be no compensation for my property. How am I to defend myself, how are elders and the weak to defend themselves against criminals? Have you given any thought of this?

All you are doing is punishing good people.

These lawsuits will cost tax payers. The constituents will blame you for bringing this about.

Sincerely,
Ed

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From: [Ninja Forms TxnMail](#) on behalf of [Desiree Koki](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 4:06:53 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Desiree Koki
E-mail : desandtrav@yahoo.com
Zip Code : 96744

Testimony : I do not support this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Travis Koki](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 4:03:57 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Travis Koki
E-mail : desandtrav@yahoo.com
Zip Code : 96744

Testimony : I don't support this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Roland Miguel](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 9:21:48 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Roland Miguel
E-mail : rocmisr@yahoo.com
Zip Code : 96706

Testimony : This court order should not be permitted without DUE PROCESS.

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From: [Ninja Forms TxnMail](#) on behalf of [Samuel Levitz](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 9:15:03 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Samuel Levitz
E-mail : sailorsaml@gmail.com
Zip Code : 96814

Testimony : This e-mail is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Paul Arita](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Sunday, February 3, 2019 8:22:35 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Paul Arita
E-mail : pkarita@hotmail.com
Zip Code : 96819

Testimony : This email is in OPPOSITION of SB1466. This bill would remove all due process. This should be revised to include a process where items and discussions are held with all parties involved prior to any accusations or allegations. I believe that people are still innocent until proven guilty and this practice should remain in all areas of concern. Thank you for your consideration.

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From: [Ninja Forms TxnMail](#) on behalf of [murvyn lewis](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:44:17 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : murvyn lewis
E-mail : murvg81@live.com
Zip Code : 96819

Testimony : As has been seen across the country with these so called “red flag laws” there’s no due process to these proceedings and therefore they violate our constitutional rights, I wonder if you all would pass these laws if they violated someone’s 1st amendment rights? I highly doubt it.

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From: [Ninja Forms TxnMail](#) on behalf of [Ananda beeson](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:04:23 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ananda beeson
E-mail : anandab@hawaii.rr.com
Zip Code : 96754

Testimony : Please vote no on this bill this allows false accusations for anybody to make and it is wrong. It goes against all of our laws it assumes we are guilty until proven innocent and our laws say we are innocent till proven guilty. Is just wrong if someone is upset at another person they could just make accusations against law-abiding citizens

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From: [Ninja Forms TxnMail](#) on behalf of [Eddie Racaza](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 6:52:35 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Eddie Racaza
E-mail : eracaza@gmail.com
Zip Code : 96706

Testimony : This email is in OPPOSITION of SB1466. I STRONGLY OPPOSE this bill. Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves of provide evidence in their defense. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

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From: [Ninja Forms TxnMail](#) on behalf of [Michael Savard](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 6:00:35 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Michael Savard
E-mail : SAVARDM001@HAWAII.RR.COM
Zip Code : 96744

Testimony : This e-mail is in OPPOSITION of SB1466 Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves of provide evidence in their defense.

The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

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From: [Ninja Forms TxnMail](#) on behalf of [David Kikukawa](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 10:16:42 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : David Kikukawa
E-mail : d.kikukawa@yahoo.com
Zip Code : 96734

Testimony : I strongly oppose this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Jonagustine Lim](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 9:54:51 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jonagustine Lim
E-mail : jonagustine_lim@yahoo.com
Zip Code : 96818

Testimony : I write in strong opposition to SB1466.

This bill infringes on the constitutional rights of Hawaii citizens who may have been wrongfully accused with no due process.

There is no notice whatsoever that someone's rights is being taken away and does not give an individual a chance to defend themselves from their accuser.

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From: [Ninja Forms TxnMail](#) on behalf of [Kyle Murray](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 8:57:58 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Kyle Murray
E-mail : bs63366@yahoo.com
Zip Code : 96782

Testimony : To who it concerns,

I am writing this to let you know that as a voting resident of Hawaii I am strongly opposed to the measures that are proposed in SB1466 and its implications in regards to firearms ownership in Hawaii. The fact that this bill removes due process and can turn a firearms owner guilty until proven innocent which is directly in opposition of one of the things that this nation is founded on that all persons are innocent until proven guilty be a jury of their peers. The fact that there was even this thought is a very scary feeling.

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From: [Ninja Forms TxnMail](#) on behalf of [Robert Gerwig](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 12:34:10 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Robert Gerwig
E-mail : rgerwig@gmail.com
Zip Code : 96734

Testimony : I am in opposition of SB 1466

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From: [Ninja Forms TxnMail](#) on behalf of [Philip Tong](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 11:29:23 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Philip Tong
E-mail : ptong8@sbcglobal.net
Zip Code : 96738

Testimony : I oppose this bill. No due process! does not pass muster.

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From: [Ninja Forms TxnMail](#) on behalf of [Brandon W](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 10:49:20 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Brandon W
E-mail : wrxtremeracersti@yahoo.com
Zip Code : 96778

Testimony : This email is in opposition of SB1466. This bill is more guilty until proven innocent. There is no due process or allowing the firearm owner to defend themselves before firearms are taken. I call on all government representatives of the people to oppose SB1466.
Thank you

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From: [Ninja Forms TxnMail](#) on behalf of [Jason Pallack](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 10:31:19 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jason Pallack
E-mail : jadokai@yahoo.com
Zip Code : 96786

Testimony : I own a number of sporting weapons that fit the parameters described in the new proposed gun control measures. I do not find weapons registration to be Constitutional or a deterrent to criminal activity, but I am not a criminal and I make it a point to obey and understand firearms registration, in fact, I'm a contracted, trained, technically qualified and long-term employee in good standing of a government organization that expects its employees to know how to handle and document such weapons effectively and actively discriminates against criminals of all kinds.

Arbitrarily deciding that someone is a criminal simple because of an error or lapse in timely completion of paperwork is particularly foolhardy, ignorant and incredibly narrow minded, especially considering that the nature of the paperwork is not in keeping with the principles of The Constitution, and will only punish the good people of society, either making them criminals or making them further resent you and the government that you represent. These are good people and in many causes are the people that keep communities strong and together, not the ones that undermine society and tear communities apart.

Additionally, the sporting firearms trade (and that includes all kinds of semiautomatic rifles and pistols as well as bolt action rifles and revolvers) is a multi-million dollar industry, the tax from which probably pay for a good fraction of many government programs and expenses. Eliminating the tax revenue provided by the sporting firearms industry will reduce the government funds available for all kinds of government services, infrastructure improvements (like the light rail system) and worker salaries. Loss of that revenue would force the government to either cut services or remove paid workers, and neither of those is a desirable outcome, either to the government or to the people.

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From: [Ninja Forms TxnMail](#) on behalf of [Brian Ley](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 4:34:14 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Brian Ley
E-mail : brianLey0522@yahoo.com
Zip Code : 96778

Testimony : This email is in strong opposition of SB 1466. This is the reason we have a constitution. You can't violate a persons rights on hearsay. This red flag law has already led to police killing innocents people who were not a danger to anyone until the police showed up and tried to take their guns away. Laws like this make people have non registered firearms hidden for fall back in case legal guns are confiscated

Brian Ley

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From: [Ninja Forms TxnMail](#) on behalf of [Norman Akau](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 4:25:29 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Norman Akau
E-mail : nor8ak@aol.com
Zip Code : 96744

Testimony : I strongly oppose this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Jathan Talon](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 1:01:02 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jathan Talon
E-mail : jtalon007@gmail.com
Zip Code : 96744

Testimony : This email is in OPPOSITION of SB1466.

Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence to their defense. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

As your constituent, I OPPOSE this blatant attempt to circumvent due process. It is a violation of my rights and it gives those who have no evidence to their claims a means to turn gun owners into criminals. A distasteful neighbor or thieving family member can use this process to victimize gun owners by use of police powers. It allows people with malicious intentions to use the police and disarm law abiding citizens. This bill is a promotion of guilty until proven innocent laws, which goes against the obligation of prosecutors to prove that a gun owner is in the wrong.

Thank you for reading this testimony that strongly OPPOSES SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Catherine Abrigado](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:04:32 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Catherine Abrigado
E-mail : Buck.ster1982@gmail.com
Zip Code : 96819

Testimony : I respectfully opposed Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Blaine Stuart](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 6:46:56 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Blaine Stuart
E-mail : findbgs@gmail.com
Zip Code : 96720

Testimony : Deprives suspected citizen of due process.

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From: [Ninja Forms TxnMail](#) on behalf of [Calvin Flores](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 6:42:22 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Calvin Flores
E-mail : kaleimon@hotmail.com
Zip Code : 96761

Testimony : This email is in OPPOSITION of SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Anthony Sharum](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 5:12:16 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Anthony Sharum
E-mail : asharum2@gmail.com
Zip Code : 96707

Testimony : I am sending this in opposition to the above listed bill. This is in direct violation of the rights given tho all of us in the Constitution. All you are doing is taking from the people here in Hawaii and making us weaker in respect of being able to live our lives and being able to protect our homes and families. I served my country and defended the rights you now feel you can just take away. It seems to me that we need to take away from you. I think we should take away your pay....your armed security and put you in prison for failure to follow the laws laid out in the Constitution. You all are in violation of such and should be prosecuted to the fullest extent that the law allows. A vote for this bill is a vote for communism and that is exactly what it is. As a veteran I took an oath just as you did, the difference between us is that you all are a bunch of cowards and liars. None of you have any idea what it is to do anything with honor.

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From: [Ninja Forms TxnMail](#) on behalf of [Rio Valdez](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:44:23 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Rio Valdez
E-mail : joev362003@yahoo.com
Zip Code : 96819

Testimony : I respectfully oppose Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Ryan Arakawa](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:39:59 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ryan Arakawa
E-mail : ryana@hawaii.rr.com
Zip Code : 96701

Testimony : I OPPOSE SB1466. I believe we need to examine mental health as an aspect of firearms ownership, but this bill denies a firearm owner of due process.

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From: [Ninja Forms TxnMail](#) on behalf of [Benedicto Abrigado](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:39:19 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Benedicto Abrigado
E-mail : Buck.ster1982@gmail.com
Zip Code : 96819

Testimony : I respectfully opposed Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Peter Long](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 8:31:23 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Peter Long
E-mail : jlong@hawaii.rr.com
Zip Code : 96744

Testimony : This e-mail is in OPPOSITION of SB1466. That this bill allows the whimsical nullification of a citizen's Second Amendment rights is unconscionable. The complainant could have legitimate reason for requesting that or it could simply be the result of a grudge or neighborhood (or family) quarrel. The lack of due process is amazing! We have seen lately the unhesitating willingness of people to malign others with completely unfounded accusations. When it results only in the maligning of one's reputation in the community, that is bad enough; when it results in the revocation of an enumerated right in the Constitution, that is unacceptable.

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From: [Ninja Forms TxnMail](#) on behalf of [Shannon Hunter](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 8:18:13 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Shannon Hunter
E-mail : Buck.ster1982@gmail.com
Zip Code : 96819

Testimony : I respectfully oppose Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Maria Christina Hunter](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 8:12:46 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Maria Christina Hunter
E-mail : Buck.ster1982@gmail.com
Zip Code : 96819

Testimony : I respectfully oppose Bill SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [alvin bustillo](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 7:45:08 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : alvin bustillo
E-mail : buba808@yahoo.com
Zip Code : 96744

Testimony : as a law abiding citizen who hunts and shoots for fun and recreation i oppose this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Richy Chang](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 11:24:27 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Richy Chang
E-mail : inchang.1391@gmail.com
Zip Code : 96720

Testimony : This email is in OPPOSITION TO SB1466

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From: [Ninja Forms TxnMail](#) on behalf of [Jon Abbott](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 10:08:04 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jon Abbott
E-mail : jonwebsterabbott@yahoo.com
Zip Code : 96822

Testimony : This e-mail is in OPPOSITION of SB1466. Due process is the cornerstone of American Justice. Bills such as this one seek to undermine this foundation by allowing anyone connected to a person to deny them of their civil liberties and lawful property. I urge you to oppose this bill and seek a new measure that allows for due process for the accused.

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From: [Ninja Forms TxnMail](#) on behalf of [Tony Lee](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Monday, February 4, 2019 9:23:45 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Tony Lee
E-mail : ling0821@hotmail.com
Zip Code : 96789

Testimony : oppose sb1466

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From: [Ninja Forms TxnMail](#) on behalf of [keith kawai](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:50:58 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : keith kawai
E-mail : keith.kawai01@gmail.com
Zip Code : 96825

Testimony : I oppose this bill and as lawmakers you are required not to penalize the law abiding gun owners

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From: [Ninja Forms TxnMail](#) on behalf of [steven kumasaka](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:25:24 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : steven kumasaka
E-mail : macsak@gmail.com
Zip Code : 96821

Testimony : LACK OF DUE PROCESS!!!
easy to abuse system

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From: [Ninja Forms TxnMail](#) on behalf of [Cameron Cayaban](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 7:16:58 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Cameron Cayaban
E-mail : cshcayaban@gmail.com
Zip Code : 96720

Testimony : Oppose

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From: [Ninja Forms TxnMail](#) on behalf of [Austin White](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:55:30 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Austin White
E-mail : austinowhite@gmail.com
Zip Code : 96789

Testimony : This e-mail is in OPPOSITION of SB1466

Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence in their defense. Any witnesses remain anonymous. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. The accused party has no options other than to submit to the order to surrender their property without DUE PROCESS, or risk being incarcerated or worse be killed by the police department as happened to Gary Willis in Baltimore Maryland on November 5, 2018. They would then have to incur large financial debt to hire a lawyer to defend themselves in court to get them back. And the accused and any other persons inhabiting their home, would have to deal with the emotional damage left from a SWAT style raid.

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From: [Ninja Forms TxnMail](#) on behalf of [Ricky Carvalho](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:30:45 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ricky Carvalho
E-mail : oaktree@sandwichisles.net
Zip Code : 96720

Testimony : I'm in opposition of this bill because the court system should be the only entity that can /should enforce such a penalty.

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From: [Ninja Forms TxnMail](#) on behalf of [michael.jumalon](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:19:54 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : michael.jumalon
E-mail : Shawnak_66@yahoo.com
Zip Code : 96720

Testimony : This e-mail is in OPPOSITION of SB1466. I work hard to purchase guns as a collector and follow all the laws and rules to be allowed to keep my guns. It would be unfair for myself and others who abide by the rules to have to give up their rights because of a small fraction of individuals wrong doings.

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From: [Ninja Forms TxnMail](#) on behalf of [michael_jumalon](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:14:00 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : michael jumalon
E-mail : Shawnak_66@yahoo.com
Zip Code : 96720

Testimony : This e-mail is in OPPOSITION of HB1466. I work hard to purchase guns as a collector and follow all the laws and rules to be allowed to keep my guns. It would be unfair for myself and others who abide by the rules to have to give up their rights because of a small fraction of individuals wrong doings.

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From: [Ninja Forms TxnMail](#) on behalf of [Dustin Fields](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 2:52:21 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Dustin Fields
E-mail : dustin.j.fields@gmail.com
Zip Code : 96720

Testimony : I oppose this bill

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From: [Ninja Forms TxnMail](#) on behalf of [Cody Haddin](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 2:02:01 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Cody Haddin
E-mail : mygmalesack@gmail.com
Zip Code : 96740

Testimony : This e-mail is in OPPOSITION of SB1466
Due process is the foundation of our legal system and should never be circumvented like this.

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From: [Ninja Forms TxnMail](#) on behalf of [Richard Stueber](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 12:21:25 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Richard Stueber
E-mail : seanstueber@yahoo.com
Zip Code : 96720

Testimony : This email is in opposition to SB1466

I strongly oppose this bill as it is an infringement on my right to keep and bear arms.

As a senator or representative, please do your duty to uphold the constitution and oppose this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Michael Andres](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 6:15:56 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Michael Andres
E-mail : mvandres808@gmail.com
Zip Code : 96749

Testimony : This email is in opposition of SB1466.

Although there may be legitimate legal reasons to remove a persons firearms, this law removes all due process. I believe in the "innocent until proven guilty" process.

The court orders are done in secret behind closed doors with no notification or chance to defend themselves and provide evidence in their defense. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

Sincerely,
Michael Andres

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From: [Ninja Forms TxnMail](#) on behalf of [Clinton Lewe-Song](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 4:07:48 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Clinton Lewe-Song
E-mail : chl213@yahoo.com
Zip Code : 96755

Testimony : This e-mail is in OPPOSITION of SB1466. As a fellow resident of Hawaii, I urge you to oppose the gun control bills before the committee.

Please stand with law-abiding citizens in support of the Second Amendment and oppose this gun control agenda that includes misguided efforts such as banning commonly owned firearms, discriminating against young adults by denying them their Second Amendment rights, and trying to legislate one-size-fits-all solutions to matters of personal responsibility. Punishing law-abiding gun owners for the acts of criminals is flat out wrong and won't solve any of the mental health and behavioral problems that we desperately need to do something about.

Again, please oppose all of the gun control bills being brought before your committee. Thank you.

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From: [Ninja Forms TxnMail](#) on behalf of [J pavao](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 3:07:31 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : J pavao
E-mail : turbosohc3369@gmail.com
Zip Code : 96720

Testimony : This bill is a direct infringement and very unconstitutional to my rights as an American! Vote No!

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From: [Ninja Forms TxnMail](#) on behalf of [Colin Young](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:27:32 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Colin Young
E-mail : colinyo@yahoo.com
Zip Code : 96821

Testimony : This letter is in Opposition of SB1466

This law removes DUE PROCESS. The court orders are done in behind closed doors with no notification or chance to defend oneself or provide evidence in their defense.

Property should not be seized from anyone without a chance to defend themselves in court.

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From: [Ninja Forms TxnMail](#) on behalf of [Glen Lefiti Jr.](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:22:39 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Glen Lefiti Jr.
E-mail : lefitijr@gmail.com
Zip Code : 96720-5062

Testimony : This e-mail is in OPPOSITION of SB1466. This bill sets a dangerous precedent of removing an individuals right to due process and place the burden on a lawful firearms owner to prove their innocence off of vague language in this bill.

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From: [Ninja Forms TxnMail](#) on behalf of [Len Ferguson](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 7:51:00 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Len Ferguson
E-mail : lenfergusen@gmail.com
Zip Code : 96797

Testimony : I am a 52 year resident of Hawaii, a high school teacher and an advocate of the 2nd Amendment of the United States. I am in opposition of SB1466 and I vote.

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From: [Ninja Forms TxnMail](#) on behalf of [Criston Kam](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 6:19:35 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Criston Kam
E-mail : unkokalani@gmail.com
Zip Code : 96740

Testimony : This email is in OPPOSITION of SB1466. Uphold the oath you took when you got elected to office to PROTECT the Constitution

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From: [Ninja Forms TxnMail](#) on behalf of [Robert Hechtman](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:24:50 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Robert Hechtman
E-mail : hechtmanr@gmail.com
Zip Code : 96706

Testimony : This e-mail is in OPPOSITION of SB1466.

Although there may be legitimate legal reasons to remove a persons firearms, this law removes all DUE PROCESS. The court orders are done in secret behind closed doors with no notification or chance to defend themselves or provide evidence in their defense. The first time the firearms owner finds out a red flag order has been placed on them is when the police show up to take away their firearms. They would then have to hire a lawyer to defend themselves in court to get them back.

Sincerely, Robert Hechtman

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From: [Ninja Forms TxnMail](#) on behalf of [Jorge Gonzalez](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:48:05 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jorge Gonzalez
E-mail : fury64@gmail.com
Zip Code : 96734

Testimony : This e-mail is in OPPOSITION of SB1466. Due Process must be followed in cases like this. This type of law has potential for abuse.

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From: [Ninja Forms TxnMail](#) on behalf of [Michael Moylan](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 8:40:39 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Michael Moylan
E-mail : xstretch101@yahoo.com
Zip Code : 96760

Testimony : This e-mail is in OPPOSITION of SB1466... I firmly believe my Constitutional Second Amendment Right is being infringed upon by this bill.

THIS LAW REMOVES ALL DUE PROCESS. Court Orders are done in secret behind closed doors with no notifications or chance to defend oneself or provide evidence in defence. One would have to hire a lawyer to defend themselves in court in order to get back their firearms.

Please, do not take my right to bear arms away from me, limiting my protection, the protection of the lives of my loved ones, my livelihood, my favorite pastime. Remember, that the law does not apply to law-breakers. Regulation and suppression of my rights only punish law-abiding citizens.

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From: [Ninja Forms TxnMail](#) on behalf of [Dale Hayama](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 11:02:04 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Dale Hayama
E-mail : youngguns@hawaii.rr.com
Zip Code : 96819

Testimony : This email is in OPPOSITION of SB1466. Though none of us want the wrong person to have access to firearms, I believe this bill could remove due process for an innocent person who is the target of an unscrupulous person.

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From: [Ninja Forms TxnMail](#) on behalf of [Jordan Au](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:55:47 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jordan Au
E-mail : jordan-726@hotmail.com
Zip Code : 96826

Testimony : This email is in opposition of SB1466. I oppose SB1466 because I feel a person should not have their property taken away without due process. The person that can have their firearms taken away would only have a chance to debate their case after their firearms have already been seized. Furthermore this bill makes it easy for someone to lose their property if someone merely accuses them of potentially being a danger. It also opens up the possibility for something to the witch hunts of the past where being accused equaled guilt. Our laws make it so that we are innocent until proven guilty and not the other way around.

Thank you

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From: [Ninja Forms TxnMail](#) on behalf of [Edean Abellera](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:42:01 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Edean Abellera
E-mail : edean_a@yahoo.com
Zip Code : 96706

Testimony : This e-mail is in OPPOSITION of SN1466. It seems to do away with due process and has a possibility of it being used maliciously. Another case of guilty until proven innocent.

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From: [Ninja Forms TxnMail](#) on behalf of [Damien Carroll](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 9:36:26 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Damien Carroll
E-mail : planetdc1@gmail.com
Zip Code : 96793

Testimony : I oppose this bill strips us law abiding citizens of our rights

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From: [Ninja Forms TxnMail](#) on behalf of [ARTIE KENDALL](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 10:20:49 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : ARTIE KENDALL
E-mail : akendall808@gmail.com
Zip Code : 96744

Testimony : I STRONGLY OPPOSE SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Avery Tsui](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 8:01:45 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Avery Tsui
E-mail : averytsui@gmail.com
Zip Code : 96701

Testimony : Hi Lawmakers,

This email is in OPPOSITION of SB1466. It's unconstitutional and will only serves to endanger law abiding citizens.

Regards, Avery Tsui

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From: [Ninja Forms TxnMail](#) on behalf of [Kevin Louis](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 4:20:34 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Kevin Louis
E-mail : kaaemoku44@gmail.com
Zip Code : 96707

Testimony : This email is in opposition of SB1466. This is unconstitutional plain and simple. Guilty until proven innocent process. People can make anything up as they go just because your a legal firearm owner. Infringement of the second amendment.

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From: [Ninja Forms TxnMail](#) on behalf of [Teresa Nakama](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Tuesday, February 5, 2019 11:45:55 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Teresa Nakama
E-mail : teresanakama51@gmail.com
Zip Code : 96740

Testimony : I Teresa L Nakama strongly oppose SB1466. This violates our second amendment right to bear arms and takes away all of our rights to due process of the law and is guilty of just possession of a firearm, especially when a court order is done in secrecy and behind closed doors.

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From: [Ninja Forms TxnMail](#) on behalf of [Kevin Louis](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 4:11:30 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Kevin Louis
E-mail : kaaemoku44@gmail.com
Zip Code : 96707

Testimony : This email is in opposition of SB1466. With this bill people can falsely accuse others just because they don't like them etc. it would be an advantage for evil people not righteous people.

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From: [Ninja Forms TxnMail](#) on behalf of [Martha Kiyabu](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 11:24:48 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Martha Kiyabu
E-mail : younggunsmk@hawaii.rr.com
Zip Code : 96819

Testimony : Strongly Opposed to SB1466 we all ready have TRO's issued to an individual that poses a threat to another person. This bill does not provide due process for the accused. Please do not hear or pass SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Seth Addison](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 11:25:13 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Seth Addison
E-mail : sethaddison@hotmail.com
Zip Code : 96706

Testimony : This Email is in opposition of SB1466

I strongly oppose SB1466 and ask you to oppose also.

Thanks

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From: [Ninja Forms TxnMail](#) on behalf of [Lance Sugimoto](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 7:39:06 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Lance Sugimoto
E-mail : sugimotol002@hotmail.com
Zip Code : 96797

Testimony : I OPPOSE SB 1466. Although I feel some individuals may need to have their access to firearms removed, he/she should be allowed due process to prove such a situation.

Lance Sugimoto, Waipio, HI

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From: [Ninja Forms TxnMail](#) on behalf of [richard ARGUELLES](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 5:32:01 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : richard ARGUELLES
E-mail : hibattledroidz@yahoo.com
Zip Code : 96782

Testimony : no.... please do not pass this bill

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From: [Ninja Forms TxnMail](#) on behalf of [David Balmoja](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 4:34:00 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : David Balmoja
E-mail : oggfueler@yahoo.com
Zip Code : 96732

Testimony : I am in opposition of SB1466 as it infringes upon my constitutional rights.

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From: [Ninja Forms TxnMail](#) on behalf of [Ryan Hironaka](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Thursday, February 7, 2019 12:14:03 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Ryan Hironaka
E-mail : rhironaka808@gmail.com
Zip Code : 96821

Testimony : This e-mail is in OPPOSITION of sb1466. What happened to innocent BEFORE proven guilty?

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From: [Ninja Forms TxnMail](#) on behalf of [Joshua Addison](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 11:29:32 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Joshua Addison
E-mail : jos.addison@gmail.com
Zip Code : 96819

Testimony : This is Email is in opposition of SB1466.

I strongly oppose SB1466 and ask you to oppose SB1466 as well.

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From: [Ninja Forms TxnMail](#) on behalf of [Jayde Addison](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Wednesday, February 6, 2019 11:26:49 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Jayde Addison
E-mail : jaykaddison@gmail.com
Zip Code : 96706

Testimony : This Email is in opposition of SB1466.

I oppose SB1466.

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From: [Ninja Forms TxnMail](#) on behalf of [Trevor Tamura](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Thursday, February 7, 2019 8:58:39 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Trevor Tamura
E-mail : bye_bye_si@hotmail.com
Zip Code : 96732

Testimony : This email is in OPPOSITION of SB1466. Where is the DUE PROCESS in this?

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From: [Ninja Forms TxnMail](#) on behalf of [Rikki Rutt](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Thursday, February 7, 2019 6:00:49 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Rikki Rutt
E-mail : rikkirutt@yahoo.com
Zip Code : 96782

Testimony : This e-mail is in OPPOSITION of SB1466. I am strongly opposed to this bill. To confiscate someone's property and strip them of their rights without due process and a chance to defend themselves is wrong. Then to follow that up to force that individual to take the time and money required to get back said property and rights is a burden that is also wrong. I hope that you do not allow this bill to move forward.

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From: [Ninja Forms TxnMail](#) on behalf of [Quentin Kealoha](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Thursday, February 7, 2019 3:36:29 AM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Quentin Kealoha
E-mail : achilles.kealoha@gmail.com
Zip Code : 96795

Testimony : This e-mail is in OPPOSITION of SB1466

Law abiding citizens should not be treated as criminals unless being found guilty in a court of law. A founding principle within the United States and throughout the free world is that an individual should be considered innocent until proven guilty, and we would not be subject to the same treatment as criminals or individuals who may be threats to the security of our nation without the necessary due process guaranteed to us in our constitution. This law would be a violation of constitutional rights, and is therefore not only immoral, but illegal.

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From: [Ninja Forms TxnMail](#) on behalf of [Dustyn Iwamoto](#)
To: [PSMTestimony](#)
Subject: Testimony in Opposition to SB1466
Date: Thursday, February 7, 2019 5:49:44 PM

This e-mail is to submit testimony in OPPOSITION to SB1466

Name : Dustyn Iwamoto
E-mail : dustyn@toptech-hawaii.com
Zip Code : 96727

Testimony : This email is in OPPOSITION of SB1466. It is wrong to allow a jealous ex-girlfriend, or jaded family member to accuse another of being "unfit" and having that persons gun rights taken away. Sure you could make a court hearing mandatory...but you are still causing an unfair punishment on the person being accused as they will have to retain counsel, pay for mental health screening, lost wages, etc.

Stop attacking my gun rights. There are tens of millions of gun owners in America. Almost all of us are law-abiding. Don't ruin things for all of us due to the actions of a few.

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Re: Support for SB 1466

My name is Gail P. Gnazzo. I live at 19 Ohia Lehua Place in Kula. I have been a resident of Maui, Hawaii for forty years. I have volunteered with Moms Demand Action in collaboration with other organizations and more recently as a volunteer Maui leader.

I have an MSSW with concentration in both clinical practice and community organization and planning. My career has been in direct practice as well as in the design and provision of a wide range of therapeutic and prevention programs. I was CEO of Maui Youth & Family Services for twenty years; providing emergency and crisis intervention, school based, in home & in community programs, through residential treatment for mental health and chemical dependency. Residential programs served youth from all Hawaiian Islands. Prior to that I staffed in hospital pediatric services including ER coverage for psychiatric and child abuse situations. I planned, implemented and supervised Maui's first specialized Child Protective Services Unit. I have been appointed by various governors to serve on Hawaii boards and committees. My experiences have intersected with the Judiciary, domestic violence, Family Court, DOE and mental health initiatives, on behalf of victims, witnesses and their abusers. I am considered an expert witness and have written court reports and testified in Family and Criminal Courts.

Due to required confidentiality and the smaller population of Maui County islands, I have chosen not to use compelling personal examples where a red flag law might have prevented murder, suicide and unbearable trauma to the families involved for fear that even disguising those involved would not prevent their possible identities from becoming known.

I am proud to live in Hawaii where our legislators have set the bar high for the country. With a "red flag law" added to our already strong laws, families, police and others may have been able to avert future tragedies. We can still do it!

Malama Pono,

Gail P. Gnazzo, MSSW, LSW

SB-1466

Submitted on: 2/6/2019 6:34:00 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sash Fitzsimmons	Individual	Oppose	No

Comments:

I OPPOSE THIS BILL,

IT GIVES OTHERS THE POWER TO FALSELY ACCUSE SOMEONE TO
CONFISCATE THEIR RIGHT TO BEAR ARMS

SB-1466

Submitted on: 2/6/2019 7:48:59 PM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sue Hornik	Individual	Support	No

Comments:

I strongly support the passage of SB 1466.

We all witnessed the tragedy of the Santa Barbara (Isla Vista) shooting in 2014 when a young man went on a killing spree, murdering 6 and injuring 14, most of them students. Before the tragedy, his parents had begged the police to remove his firearms because he was threatening violence but the police were not legally able to do so since he had committed no crime. Do we want to wait until a similar tragedy strikes here before we act? I hope not.

Family members are often the first to know when a loved one is in crisis and threatening harm to himself or herself or others. SB 1466 offers family members and law enforcement a tool for temporarily removing a firearm from loved ones in crisis and, hence, protecting both the individual and the community at large.

SB-1466

Submitted on: 2/7/2019 9:25:41 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
davin asato	Individual	Oppose	No

Comments:

To Whom It May Concern,

SB1466 removes the right of due process from a gun owner. Without a hearing, or trial, they are stripped of their personal property not because of actual crime committed but based off of some one's assumption that they are dangerous. A neighbor with a noise complaint could completely remove that right from an individual and then proceed to harass and terrorize them now knowing that they have no way of defending themselves.

Please oppose SB1466.

Respectfully,

Davin Asato

SB-1466

Submitted on: 2/7/2019 10:13:06 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

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

Comments:

SB-1466

Submitted on: 2/7/2019 11:21:31 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeanelle Miller	Individual	Support	No

Comments:

My name is Jeanelle Miller. I am a law student, single parent, and survivor of DV.

I am writing in support of SB1466.

Many acts of gun violence could be avoided if family members and law enforcement were provided with a simple process to keep guns out of the hands of people they suspect are likely to endanger others. This process is available for many other types of violence. It just makes sense to give a simple tool to help keep people safe.

Thank you

SB-1466

Submitted on: 2/7/2019 11:30:30 AM

Testimony for PSM on 2/7/2019 1:15:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Timothy Miyao	Individual	Oppose	No

Comments:

To the Honorable Senate of the State of Hawaii,

I appreciate your time reviewing my testimony regarding SB1466: Relating to Gun Violence Protective Orders.

According to SB1466: would a person have his/her property confiscated without the right to due process? Would this legislation be in violation of the Fifth and Fourteenth Amendments in the Bill of Rights? Does this mean that a person can have his/her property confiscated without having committed a criminal act?

To relieve someone of their rights, one would imagine that the evidence necessary would be substantial and beyond a reasonable doubt. What tangible evidence would be necessary for the issuance of a Gun Violence Protective Order? What assurances can be given to the people of Hawaii that Gun Violence Protective Orders will not be abused?

Should SB 1466 violate a person's right to due process, or any other rights in the United States Constitution, I would urge you to please oppose SB 1466. Law making should begin with the U.S. Constitution and adhere to the rights and freedoms that are the fabric of our great nation.

I appreciate your time and consideration, as well as your dedication to the people of Hawaii.

Mahalo and have a great day!