



**WRITTEN TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
KA 'OIHANA O KA LOIO KUHINA
THIRTY-SECOND LEGISLATURE, 2024**

ON THE FOLLOWING MEASURE:

H.B. NO. 2351, H.D. 1, S.D. 1, RELATING TO FIREARMS REPORTING.

BEFORE THE:

SENATE COMMITTEE ON JUDICIARY

DATE: Tuesday, April 02, 2024

TIME: 10:05 a.m.

LOCATION: State Capitol, Room 016 and Videoconference

TESTIFIER(S): **WRITTEN TESTIMONY ONLY.**

(For more information, contact Julie Ebato, Administrator, Crime Prevention and Justice Assistance Division, at 808-587-7442)

Chair Rhoads and Members of the Committee:

The Department of the Attorney General (Department) strongly supports this bill and offers the following comments.

This bill amends section 134-9.6, Hawaii Revised Statutes (HRS), relating to annual reporting requirements on licenses to carry firearms concealed. The bill, among other things, deletes the reporting of demographic information of conceal carry license applicants including age, gender, and race; the reasons for revocation and denial; the analysis of denials based upon an applicants' failure to meet standards; recommendations to remedy any disparities in denial rates by age, gender, or race; and the number of violations of section 134-9.1, HRS.

To comply with the current statute, a statewide database would be needed to manage and maintain records related to the conceal carry application, review, and revocation process. The data needed for the annual report under the current statute must be collected at different points in the process—for example, when the application is submitted; when the application is subsequently granted, denied, or vacated; and, if applicable, when it is revoked during the four-year license duration. Because there are no resources to create a statewide database, the current statute creates an overly burdensome data-collection requirement for the county police, and an unattainable sixty-day deadline for the Department to vet the data submitted by the county police for

completeness and accuracy and to publish a report. Without a statewide database, the county police would need to manually enter the data collected twice, initially for their respective county police department purposes and a second time for submittal to the Department.

In addition to the problems associated with collecting the data, the Department does not have the resources to review case-specific narrative information to provide the analysis required under section 134-9.6 (a)(3), HRS. Under the current statute, the Department will be unable to provide an annual report with data that is vetted and complete.

The amendments in the bill will give county police departments more time to provide reportable data without time-consuming analysis of case-level records and will give the Department sufficient time to complete the annual report with its existing resources. An additional advantage to the amendments in the bill is that deleting some of the demographic information from the data to be reported will allow the report to provide data without attaching any unintended stigma to a particular age, gender, or racial group.

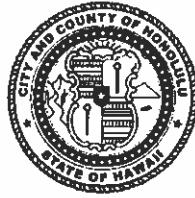
The bill also extends the date that the county police departments provide the data to the Attorney General from February 1 to March 31 of each year for the prior calendar year, allowing the county police departments additional time to provide the data to the Department.

Further, the bill deletes the reporting regarding the number of violations of section 134-9.1, HRS, Carrying or Possessing a Firearm in Certain Locations and Premises Prohibited. The report of these violations may require analysis of case-level records because violations of this section may be embedded in the narrative section of the police report. The analysis of case-level records will be overly time-consuming and place additional time and resource constraints on county police departments to complete the report.

We respectfully ask your Committee to pass this bill. Thank you for the opportunity to provide testimony.

HONOLULU POLICE DEPARTMENT
KA 'OIHANA MĀKA'I O HONOLULU
CITY AND COUNTY OF HONOLULU

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DEPUTY CHIEFS
HOPE LUNA NUI MĀKA'I

OUR REFERENCE **CL-DNK**

April 2, 2024

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
State Senate
415 South Beretania Street, Room 016
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

SUBJECT: House Bill No. 2351, H.D. 1, S.D. 1, Relating to Firearms Reporting

I am Carlene Lau, Acting Major of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports House Bill No. 2351, H.D. 1, S.D. 1, Relating to Firearms Reporting.

The HPD supports the language changes to the annual mandatory report submitted to the Department of the Attorney General, State of Hawaii. The changes provide a clear method for license to carry data collection across all counties in the state.


The HPD urges you to support House Bill No. 2351, H.D. 1, S.D. 1, Relating to Firearms Reporting. Thank you for the opportunity to testify.

APPROVED:

Sincerely,



Arthur J. Logan
Chief of Police


Carlene Lau, Acting Major
Records and Identification Division

HB-2351-SD-1

Submitted on: 4/1/2024 12:18:46 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Barbara Shimei	Testifying for Indivisible Hawaii	Support	Written Testimony Only

Comments:

IN SUPPORT

HB-2351-SD-1

Submitted on: 3/27/2024 6:20:42 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Marcus Tanaka	Individual	Oppose	Written Testimony Only

Comments:

This isn't needed.

HB-2351-SD-1

Submitted on: 3/30/2024 9:44:57 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Jennifer Cabjuan	Individual	Oppose	Written Testimony Only

Comments:

Oppose this bill

HB-2351-SD-1

Submitted on: 3/30/2024 10:08:57 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
kamakani de dely	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill!

HB-2351-SD-1

Submitted on: 3/30/2024 10:11:25 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Mallory De Dely	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill!

HB-2351-SD-1

Submitted on: 3/30/2024 10:13:33 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Susan Dedely	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill!

HB-2351-SD-1

Submitted on: 3/30/2024 10:33:16 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Deven English	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose any bill trying to take away our God given 2nd amendment rights as a freedom loving American citizen.

HB-2351-SD-1

Submitted on: 3/30/2024 12:46:23 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
April Handog	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill because it is an invasion of my privacy and breach of my rights as an American.

HB-2351-SD-1

Submitted on: 3/30/2024 1:56:41 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Andrew Crossland	Individual	Oppose	Written Testimony Only

Comments:

I **oppose** this Bill and I urge all committee members to **vote NO**.

HB-2351-SD-1

Submitted on: 3/30/2024 2:20:37 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Anne Kamau	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. Mahalo.

HB-2351-SD-1

Submitted on: 3/30/2024 3:29:30 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Wendy Nguyen	Individual	Oppose	Written Testimony Only

Comments:

This infringes on the 2nd amendment of the Constitution of the United States, and anything redundant to the Constitution is void! Stop messing with our rights, it is our DUTY to be armed!

HB-2351-SD-1

Submitted on: 3/30/2024 10:28:11 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Terry Murakami	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

HB-2351-SD-1

Submitted on: 3/31/2024 9:00:40 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
CHESTER LUM	Individual	Oppose	Written Testimony Only

Comments:

Thank you for allowing me to submit testimony opposing this bill.

HB 2351 is not required and should be withdrawn.

Once again, thank you for allowing me to submit testimony opposing this bill.

Chester Lum

HB-2351-SD-1

Submitted on: 3/31/2024 10:29:53 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Christopher Tabangcura	Individual	Oppose	Written Testimony Only

Comments:

I oppose

HB-2351-SD-1

Submitted on: 3/31/2024 5:57:22 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Vincent r Golio	Individual	Oppose	Written Testimony Only

Comments:

This is just a blatant attempt to work around the 2nd amendment. I don't want get a felony charge for legally carrying my protective weapon when I get caught taking a leak behind a dumpster because no one has available bathrooms anymore. OPPOSE.

HB-2351-SD-1

Submitted on: 3/31/2024 7:02:58 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Elmer Domingo	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill.

HB-2351-SD-1

Submitted on: 3/31/2024 7:08:35 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Wendy D BowlesDomingo	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill.

HB-2351-SD-1

Submitted on: 3/31/2024 7:13:17 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Pacita Domingo	Individual	Oppose	Written Testimony Only

Comments:

i strong oppose this bill.

HB-2351-SD-1

Submitted on: 3/31/2024 9:00:59 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Lani Poepoe	Individual	Oppose	Written Testimony Only

Comments:

I strongly OPPOSE this bill! Not necessary to post private information to the public.

HB-2351-SD-1

Submitted on: 3/31/2024 11:11:56 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Magoon Ohana	Individual	Oppose	Written Testimony Only

Comments:

Oppose, Infringes on 2nd amendment and privacy rights of law abiding citizens. This private info should not be made public for ill gotten gains. It's adding more govt red tape.

HB-2351-SD-1

Submitted on: 4/1/2024 12:16:59 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Sherilyn Wells	Individual	Oppose	Written Testimony Only

Comments:

A relative, now living in Hawai'i, was a very high-level law enforcement officer on an international border, working with CIA, FBI, etc., to stop drug and human trafficking. His comments to me on this proposed law are unprintable, but they conveyed his contempt for those who seek to make a constitutional right a thing of the past.

The general trend is going in the opposite direction from the stance adopted by Hawai'i. Recently, a 28th state enacted Constitutional Carry, which means a majority of the states confirm that the only "permit" needed to carry a gun is our 2nd Amendment. Hawai'i, as usual, seems to have legislators in need of a class on our Constitution.

Hawai'i is veering away from the very right to bear arms that many feel was the single reason our citizens were more protected during the pandemic, as our government, in general, did not engage in outright physical assault. This is contrasted with horrific videos that captured the extremely aggressive behavior by police in countries like Australia, where we witnessed citizens being viciously thrown to the ground, etc., Had that population retained their right to protect themselves, had their founders had the wisdom to follow in the footsteps of our constitutional founders, who SO wisely foresaw the need to constitutionally affirm our right to bear arms, I'm sure the Australian experience - of a fascist lockdown and the beatings meted out to a terrorized public - would have been quite different.

HB-2351-SD-1

Submitted on: 4/1/2024 6:48:37 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
David Williams	Individual	Oppose	Written Testimony Only

Comments:

Strongly oppose this bill! Stop messing with our second amendment rights!

HB-2351-SD-1

Submitted on: 4/1/2024 7:38:19 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Alice Abellanida	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

HB-2351-SD-1

Submitted on: 4/1/2024 8:41:45 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Leolani Mahuka iwaki	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill!

HB-2351-SD-1

Submitted on: 4/1/2024 10:02:30 AM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Mary Healy	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

HB-2351-SD-1

Submitted on: 4/1/2024 4:52:34 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Terri Yoshinaga	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

HB-2351-SD-1

Submitted on: 4/1/2024 8:11:15 PM

Testimony for JDC on 4/2/2024 10:05:00 AM

Submitted By	Organization	Testifier Position	Testify
james pirtle	Individual	Oppose	Written Testimony Only

Comments:

I do not consent