

p.m.

ON THE FOLLOWING MEASURE: S.B. NO. 69, S.D. 2, H.D. 1, RELATING TO FIREARMS.

BEFORE THE: HOUSE COMMITTEE ON JUDICIARY

DATE:	Tuesday, March 19, 2013	TIME:	2:00
LOCATION:	State Capitol, Room 325		
TESTIFIER(S):	David M. Louie, Attorney General, or Debbie L. Tanakaya, Deputy Attorney C	General	

Chair Rhoads and Members of the Committee:

The Department of the Attorney General supports this bill.

The purpose of this bill is to close a loophole in our current laws in which a person bringing into Hawaii a firearm purchased outside of this State need not go through the background check process that a person in this State is required to go through prior to purchasing a firearm. Furthermore, this bill allocates funds to the county police departments in order to establish programs for gun safety education and training, extensive background checks for mental health concerns for certain individuals wishing to register a gun, or gun buy-backs.

Before a person can acquire a firearm in this State, one must go through a permit to acquire process, during which an extensive background check is done. The background check is a necessary step to ensure that the individual is not prohibited from possessing a firearm in this State. However, there is a loophole in our current statute that allows an individual to possess a registered firearm in this State, without going through the permit to acquire process, thus avoiding the all important background check. If a person arriving in the State brings or causes to be brought into the State a firearm, the person is required to register the firearm, but, no permit process or background check is required when the person registers the firearm. Therefore, individuals who might have been prohibited from acquiring a firearm in this State, can acquire a firearm outside of this State, where a permit process or extensive background check is not required, and then register the firearm with the State's county police departments without a background check.

Testimony of the Department of the Attorney General Twenty-Seventh Legislature, 2013 Page 2 of 2

This bill will require background checks of persons registering firearms who acquired their firearms without going through the state permit process. This will enable county police departments to determine if the person registering a firearm is prohibited from possessing a firearm in this State. This bill will also allow for the costs of the background check to be passed on to the registrant, similar to the passing on of costs to the individual going through the permit to acquire process.

The Department however, requests that the change to the wording made on page 3, line 12, of this bill requiring that the police departments "shall" waive the fingerprint and photograph requirement, if the person's fingerprints are on file, be changed back to "may be waived". The mandatory instead of discretionary waiver of fingerprints and photographs, if on file, would not allow the police departments to take new fingerprints and photographs if there is any doubt as to the identity of the registrant nor would it allow the police department to update a photograph that is old and needs updating. Although fingerprints may not change, identities can and often do change. Furthermore, changing the "shall be waived" back to "may be waived" would be consistent with our current laws governing fingerprint and photograph requirements on all persons who purchased their firearm in-state.

Accordingly, the Department of the Attorney General respectfully requests the passage of this bill with the requested amendment.

POLICE DEPARTMENT

CITY AND COUNTY OF HONOLULU

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

KIRK W_ CALDWELL MAYOR



OUR REFERENCE TN-DNK

March 19, 2013

The Honorable Karl Rhoads, Chair and Members Committee on Judiciary State House of Representatives Hawaii State Capitol 415 South King Street Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

Subject: Senate Bill No. 69. S.D. 2, H.D. 1, Relating to Firearms

I am Thomas Nitta, Major of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports the amendments to Senate Bill No. 69, S.D. 2, H.D. 1, Relating to Firearms. The amendments to Section 134-3 of the Hawaii Revised Statutes require that every person registering firearms be fingerprinted and photographed. In addition, it also allows for the assessment of a fee, which is charged by the Federal Bureau of Investigation for the registration of a comprehensive background check.

Thank you for the opportunity to testify.

Sincerely,

had

THOMAS NITYA, Major
Records and Identification Division

APPROVED:

LOUIS M. KEALOHA

Chief of Police

LOUIS M. KEALOHA CHIEF

DAVE M. KAJIHIRO MARIE A. McCAULEY DEPUTY CHIEFS

TESTIMONY OF THE HAWAI'I POLICE DEPARTMENT

SENATE BILL 69, SD2

RELATING TO FIREARMS

BEFORE THE COMMITTEE ON JUDICIARY

DATE : Tuesday, March 19, 2013

TIME : 2:00 P.M.

PLACE : Conference Room 325 State Capitol 415 South Beretania Street

PERSON TESTIFYING:

Deputy Police Chief Paul K. Ferreira Hawai'i Police Department County of Hawai'i

(Written Testimony Only)

William P. Kenoi Mayor



Harry S. Kubojiri Police Chief

Paul K. Ferreira Deputy Police Chief

County of Hawai'i

POLICE DEPARTMENT 349 Kapiolani Street • Hilo, Hawai'i 96720-3998 (808) 935-3311 • Fax (808) 961-8865

March 18, 2013

Representative Karl Rhoads Chairperson and Committee Members Committee on Judiciary 415 South Beretania Street, Room 325 Honolulu, Hawai`i 96813

RE: SENATE BILL 69, SD2, RELATING TO FIREARMS

Dear Representative Rhoads:

The Hawai'i Police Department supports the intent of Senate Bill No. 69, SD2. The intent of this bill is to require county police departments to fingerprint, photograph, and perform background checks on individuals who wish to register a firearm that was procured out of state. It also authorizes the police departments to assess a fee for conducting a fingerprint check and specifies the amount of the fee.

We do agree with the need to fingerprint, photograph, and perform background checks on individuals who have procured firearms out of state in order to ensure they meet our state's Firearms possession requirements so as to require these individuals be held to the same standards as all of our state's citizens.

For these reasons, we urge this committee to support this legislation. Thank you for allowing the Hawai'i Police Department to testify on Senate Bill No. 69, SD2.

Sincerely,

PAUL K. FERREIRA DEPUTY POLICE CHIEF



BERNARD P. CARVALHO, JR. Mayor

> GARY K. HEU Managing Director



POLICE DEPARTMENT COUNTY OF KAUAI

> 3990 KAANA STREET, SUITE 200 LIHUE, HAWAII 96766-1268

TELEPHONE (808) 241-1600

FAX (808) 241-1604

www.kauaipd.org



DARRYL D. PERRY Chief of Police <u>dperry@kauai.gov</u>

MICHAEL M. CONTRADES Deputy Chief <u>mcontrades@kauai.gov</u>

March 18, 2013

Testimony for Senate Bill 69 Representative Karl Rhoads, Chair Committee on Judiciary Hearing: Tuesday, March 19, 2013, 2:00pm, Room 325

SUBJECT: SENATE BILL NO. 69, RELATING TO FIREARMS

Dear Chair Rhoads and Committee Members:

The Kauai Police Department is in support of Senate Bill No. 69, Relating to Firearms.

As stated, gun violence continues to be a challenge nation-wide and here in Hawaii.

The gun buy-back program will assist law enforcement toward reducing the number of unwanted guns

within our communities through forfeiture incentives.

The Kauai Police Department strongly supports the passage of this bill as it is focuses on officer and public safety while maintaining individual's Rights to "keep and bear Arms" as articulated in the 2nd Amendment of United States Bill of Rights.

Thank you for the opportunity to testify.

Sincerely, ef of Police



ALAN M. ARAKAWA MAYOR

OUR REFERENCE

YOUR REFERENCE

POLICE DEPARTMENT

COUNTY OF MAUI

55 MAHALANI STREET WAILUKU, HAWAII 96793 (808) 244-6400 FAX (808) 244-6411

March 19, 2013



GARY A. YABUTA CHIEF OF POLICE

CLAYTON N.Y.W. TOM DEPUTY CHIEF OF POLICE

The Honorable Karl Rhoads, Chair And Members of the Committee on Judiciary House of Representatives Hawaii State Capitol Honolulu, HI 96813

RE: Senate Bill No. 69, SD2, HD1, RELATING TO FIREARMS

Dear Chair Rhoads and Members of the Committee:

The Maui Police Department would like provide comments on S.B. No. 69, SD2, HD1. This bill requires county police departments to fingerprint, photograph, and perform background checks on individuals who wish to register a firearm that was procured out-of-state; authorizes the police departments to assess a fee for conducting a fingerprint check and specifies the amount of the fee; extends the time period for registering a firearm procured out-of-state, for consistency with the time period for registering firearms obtained in or imported into the State, and appropriates funds for county implementation.

The Maui Police Department supports the intent of the bill to strengthen our state's firearms registration laws and increase the safeguards for citizens to obtain firearms with the additional background checks on individuals who wish to register a firearm that was procured out-of-state. We are satisfied with the current draft of this bill to implement these worthwhile changes in our firearms registration laws.

Thank you for the opportunity to testify.

Sincerely,

OR GARY A. YABUTA

Chief of Police



NATIONAL RIFLE ASSOCIATION OF AMERICA INSTITUTE FOR LEGISLATIVE ACTION 555 CAPITOL MALL, SUITE 625 SACRAMENTO, CALIFORNIA 95814 (916) 446-2455 voice • (916) 448-7469 fax www.nraila.org

STATE & LOCAL AFFAIRS DIVISION DANIEL REID, HAWAII STATE LIAISON

March 18, 2013

The Honorable Karl Rhoads Chair, House Judiciary Committee Sent Via Email

Re: Senate Bill 69 – OPPOSE

Dear Representative Rhoads:

On behalf of the Hawaii members of the National Rifle Association, I strongly oppose Senate Bill 69.

The NRA supports the use of the National Instant Check System (NICS) to perform background checks; however, it does not support NICS checks on those people who have already legally acquired a firearm.

Current law requires people who bring firearms into Hawaii from another state – even on a temporary basis – to register their firearms within 72 hours. This bill now adds a fingerprinting and a background check (NICS) requirement on the owner, in addition to the registration requirement on such legally possessed firearms. These are not persons who have yet to acquire a firearm and are waiting for background approval; these are persons who already possess a firearm and are attempting to comply with the registration requirement. This will not improve public safety; instead it will create additional hurdles for law-abiding gun owners as well as put increase strain on the already overburdened police registration stations.

This bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law abiding citizens who are choosing to exercise their right to own a firearm. Thank you for your attention and I ask that you oppose this bill.

Cordially,

Daniel S. Reid State Liaison

Cc: Members, House Judiciary Committee



Hawaii Rifle Association

State Affiliate of the National Rifle Association Founded in 1857 March 17, 2013

Testimony on SB69, SD2, HD1 Before JUD, Tuesday March 19, 2013 In Support

Hon. Chair, Co-Chair, Members,

HRA supports this HD1.

Thank you for the opportunity to testify on behalf of Hawaii Rifle Association.

Dr. Maxwell Cooper, HRA Legislative Liaison





Thursday, March 19, 2013

The Honorable Karl Rhoads, Chair The Honorable Sharon Har, Vice Chair Committee on Judiciary

Subject: Support for SB 69, SD2, HD1

Dear Chairman Rhoads and Members of the Committee on Judiciary,

The Injury Prevention Advisory Committee <u>supports SB69, SD2, SD1</u> that would require county police departments to perform background checks on individuals wishing to register a firearm that was acquired out-of-state. The bill also appropriates funds to county police departments to implement this measure.

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.

We support this bill because it will help to ensure that individuals who acquire firearms from out-of-state are legally entitled to own them. Hawai'i has clearly defined requirements for registration while other states vary in their requirements for background checks and gun ownership, and may not meet Hawaii's stricter standards. It is, therefore, important that gun owners who come to Hawaii meet the same safety standards for gun ownership specified in this bill as Hawai'i residents.

While Hawaii has one of the lowest violent crime rates and gun firearm homicide rates in the nation, we still need to address gun deaths in Hawai'i. We urge you to pass SB69, SD2, SD1, to help ensure the safety of Hawai'i residents and visitors.

Thank you for the opportunity to testify.

Sincerely,

Bruce MESwan

Bruce McEwan Chair Injury Prevention Advisory Committee

Submitted By	Organization	Testifier Position	Present at Hearing
Cleon Bailey	Individual	Oppose	No

Comments:

Please note that testimony submitted <u>less than 24 hours prior to the hearing</u>, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Submitted By	Organization	Testifier Position	Present at Hearing
Francis R. Hashii	Individual	Oppose	No

Comments: I oppose bill SB69. Please enforce the current laws instead of making new ones.

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

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
James Bedient	Individual	Support	No

Comments: I support the bill being heard today, which addresses background checks for individuals registering firearms brought from out of state.

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Submitted By	Organization	Testifier Position	Present at Hearing
James Macey	Individual	Oppose	Yes

Comments: SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. I urge you to oppose SB 69.

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Submitte	d By	Organization	Testifier Position	Present at Hearing
Jeannine Jo	ohnson	Individual	Support	No

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Justin	Individual	Oppose	No

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Kurt Hanson	Individual	Oppose	No

Comments: 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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Submitted By	Organization	Testifier Position	Present at Hearing
kurt	Individual	Oppose	No

Comments: 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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Submitted By	Organization	Testifier Position	Present at Hearing
Lee Aldridge	Individual	Oppose	No

Comments: I wish to thank the House Committee on Judiciary for the opportunity to submit testimony on Senate Bill 69. I emphatically OPPOSE SB69. Senate Bill 69 started off as a Gun "Buyback" bill, but has evolved into a "Gun Safety and Education" bill, and by further amendments has morphed into a gun owner harassment/mental interrogation bill. This bill, in its current state, will require fingerprinting and NICS checks in addition to the already existing registration requirement on ALL firearms brought into the state, and will allocate \$200,000 to police departments to be used at their discretion for safety and training, gun "buybacks" or extensive background checks for mental health. Gun buyback programs have proven ineffective in locations throughout the Country. Many cities have undertaken similar programs without any evidence of a decrease in gun-related crimes. People turn in guns that are inoperable or otherwise unwanted. There is no reason for a criminal who has an unregistered firearm to turn in their weapon unless it is useless to begin with. And law-abiding citizens with registered firearms who turn in a firearm would most likely never have committed a violent act with their firearm in any event. This is an absolute waste of taxpayer's money when there is so many better ways that the state can utilize taxes from an already financially overburdened citizenry. People, who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. This bill now adds a fingerprinting AND a background check requirement on the owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters, when traveling to Hawaii under this law would have to make sure to allocate at least one or two days to stand in line to register their firearms and undergo fingerprinting and a NICS check in addition to potential "extensive background checks for mental health concerns for certain individuals wishing to register guns," whatever that means, for a firearm they already legally possess. SB 69 leaves several things open to question or interpretation. For instance, it fails to define what constitutes an "extensive background check" or what constitutes a "mental health concern." Without proper definitions, these requirements remain open for interpretation by the local authorities. Further, could these "extensive background checks" turn a five-day hunting or shooting trip to the islands into ten days of psychoanalysis by the local police sergeant? In summary, what can be known for sure is that this bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. This is just another example of the anti-gun, anti-2nd Amendment philosophy that has insinuated itself into our nation and especially our

State. This must be reversed if we are to remain a nation of free people.

Please note that testimony submitted <u>less than 24 hours prior to the hearing</u>, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Submitted By	Organization	Testifier Position	Present at Hearing
LJ Vista	Individual	Oppose	No

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Rosemary Aldridge	Individual	Oppose	No

Comments: I wish to thank the House Committee on Judiciary for the opportunity to submit testimony on Senate Bill 69. I emphatically OPPOSE SB69. Senate Bill 69 started off as a Gun "Buyback" bill, but has evolved into a "Gun Safety and Education" bill, and by further amendments has morphed into a gun owner harassment/mental interrogation bill. This bill, in its current state, will require fingerprinting and NICS checks in addition to the already existing registration requirement on ALL firearms brought into the state, and will allocate \$200,000 to police departments to be used at their discretion for safety and training, gun "buybacks" or extensive background checks for mental health. Gun buyback programs have proven ineffective in locations throughout the Country. Many cities have undertaken similar programs without any evidence of a decrease in gun-related crimes. People turn in guns that are inoperable or otherwise unwanted. There is no reason for a criminal who has an unregistered firearm to turn in their weapon unless it is useless to begin with. And law-abiding citizens with registered firearms who turn in a firearm would most likely never have committed a violent act with their firearm in any event. This is an absolute waste of taxpayer's money when there is so many better ways that the state can utilize taxes from an already financially overburdened citizenry. People, who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. This bill now adds a fingerprinting AND a background check requirement on the owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters, when traveling to Hawaii under this law would have to make sure to allocate at least one or two days to stand in line to register their firearms and undergo fingerprinting and a NICS check in addition to potential "extensive background checks for mental health concerns for certain individuals wishing to register guns," whatever that means, for a firearm they already legally possess. SB 69 leaves several things open to question or interpretation. For instance, it fails to define what constitutes an "extensive background check" or what constitutes a "mental health concern." Without proper definitions, these requirements remain open for interpretation by the local authorities. Further, could these "extensive background checks" turn a five-day hunting or shooting trip to the islands into ten days of psychoanalysis by the local police sergeant? In summary, what can be known for sure is that this bill presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm. This is just another example of the anti-gun, anti-2nd Amendment philosophy that has insinuated itself into our nation and especially our

State. This must be reversed if we are to remain a nation of free people.

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Submitted By	Organization	Testifier Position	Present at Hearing
Valerie Sisneros	Individual	Oppose	No

Comments: I strongly oppose this bill. We do NOT NEED additional gun control laws. This state has some of the most restrictive gun laws in the country. Please stop doing everything you can to take away our Right to Bear Arms with fees and over-regulation. Our MPD does not have the manpower to implement all of this additional documentation. You are punishing people who want to come here to hunt, who inherit firearms from family, who receive gifts of family heirlooms. This is an unnecessary bill. Please oppose it. Thank you.

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<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
David Kingdon, MPH, Paramedic	Individual	Support	No

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Ginger Towle	Individual	Support	No

Comments: This bill is logical and just common sense. There is absolutely no reason to oppose this law if you care about the welfare of your community!!

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Submitted By	Organization	Testifier Position	Present at Hearing
Kory Ohly	Individual	Oppose	No

Comments: A law-abiding citizen should not have to pay a finger-printing fee when visiting Hawaii with a firearm. I do not think this bill, which increases firearm registration requirements in Hawaii, will make Hawaii safer. Potential criminals doesn't fear or respect the existing laws against robbery, rape, or murder, and there is no reason to expect them to respect mere firearms registration requirements. To decrease violent crime, enact stronger penalties for crime and allow law-abiding citizens as much power as possible to defend themselves. The fewer the number of law-abiding citizens with firearms, the more power and opportunity is given to criminals who do have them (and they always will). Stop making law-abiding citizens jump through more hoops (forms, lines, waiting periods, fees) when they want to exercise their second-amendment rights. It's an age-old phrase, but true: When you outlaw guns, only outlaws will have them.

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Submitted By	Organization	Testifier Position	Present at Hearing
Warren Yamamoto	Individual	Oppose	No

Comments: Dear Chair Rhoads, Vice Chair Har, and Committee Members: Please permit this to serve as my testimony in opposition to the SB 69, SD2, HD1. The proposed revisions, as presently drafted, appear to be unnecessary, and in my opinion, the following issues have not been clearly articulated: 1. Exactly who is required to be fingerprinted and photographed? 2. What is the rationale behind the requirement to be photographed? 3. Why is there a fee now being imposed when registering a firearm? First, the imposition of a fee on firearm registration seems redundant, as individuals are already required to pay a fee (not to exceed the fee actually charged by the Federal Bureau of Investigation, for a fingerprint check) when obtaining a permit to acquire a firearm. Second, this measure also appropriates a yet-to-be-determined amount, of of the State of Hawaii's general revenue, for the purpose of implementation. 4. If a fee is to be imposed on firearm registration, where are the monies to be deposited, how are monies to be used, and who is responsible for stewardship of these monies? Unless these issues (and several other issues not addressed in this testimony) are addressed and clarified, I respectfully ask that this measure be deferred. We all wish to prevent/reduce gun violence, but simply put, this measure proposes a "solution" to a non-existent problem. What this measure will do are the following: 1. Impose further hardships upon law-abiding firearm owners; 2. Mis-allocate State of Hawaii monies, that should be designated to address "real" community issues; and 3. Fail to address, in any meaningful way, the issue of preventing/reducing gun violence. Thank you for your time, and thank you for the opportunity to provide testimony in opposition to SB 69, SD2, HD1. Best Regards, Warren Yamamoto

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

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
a. morgan	Individual	Comments Only	No

Comments: expressing oppostion to SB69

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Submitted By	Organization	Testifier Position	Present at Hearing
Felicia Cowden	Individual	Oppose	No

Comments: I feel that Hawaii already has strict gun control laws and I don't feel at threat in the current level of gun environment. I do not support the further erosion of second amendment rights to bare arms. I oppose this bill.

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Dear Chair Rhoads:

Please permit this to serve as my testimony in opposition to the SB 69, SD2, HD1.

The proposed revisions, as presently drafted, appear to be unnecessary, and in my opinion, the following issues have not been clearly articulated:

1. Exactly who is required to be fingerprinted and photographed?

2. What is the rationale behind the requirement to be photographed?

3. Why is there a fee now being imposed when registering a firearm? First, the imposition of a fee on firearm registration seems redundant, as individuals are already required to pay a fee (not to exceed the fee actually charged by the Federal Bureau of Investigation, for a fingerprint check) when obtaining a permit to acquire a firearm. Second, this measure also appropriates a yet-to-be-determined amount, of of the State of Hawaii's general revenue, for the purpose of implementation.

4. If a fee is to be imposed on firearm registration, where are the monies to be deposited, how are monies to be used, and who is responsible for stewardship of these monies?

Unless these issues (and several other issues not addressed in this testimony) are addressed and clarified, I respectfully ask that this measure be deferred.

We all wish to prevent/reduce gun violence, but simply put, this measure proposes a "solution" to a non-existent problem.

What this measure will do are the following:

1. Impose further hardships upon law-abiding firearm owners;

2. Mis-allocate State of Hawaii monies, that should be designated to address "real" community issues; and

3. Fail to address, in any meaningful way, the issue of preventing/reducing gun violence.

Thank you for your time, and thank you for the opportunity to provide testimony in opposition to SB 69, SD2, HD1.

I humbly ask that you vote against SB 69, SD2, HD1.

Best Regards, Warren Yamamoto, J.D.



Submitted on: 3/18/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

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

Comments: Why are you all spending time passing gun laws that will have absolutely zero effect on crime? Criminals don't register their guns. Laws like these do nothing but inconvenience law abiding citizens. That is all.

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<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
b. Willauer	Individual	Oppose	No

Comments:

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Submitted	By Organization	Testifier Position	on Present at Hearing
Byon	Individual	Oppose	No

Comments:

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<u>SB69</u> Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Pastor Dennis Martin	Individual	Oppose	No

Comments: Please do not pass this bill. We already have a law in place that only needs to be enforced. It will only hurt law abiding citizens and not prevent criminals from obtaining a firearm. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm, they would still have to undergo the entire background check, registration and fingerprinting process. Hunters and shooters beware, when traveling to Hawaii make sure to allocate at least one or two days to stand in line to register your firearm and undergo fingerprinting and a NICS check. In summary, SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm.

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Submitted By	Organization	Testifier Position	Present at Hearing
Don Martin	Individual	Oppose	No

Comments: I am writing to inform you of my strong opposition to SB69. This bill will only punish law abiding gun owners and do nothing to decrease crime or criminal activities. The registration procedures are strict enough and more than enough of a inconvienence. The addition of these typed of regulations without any upgrades to the Honolulu police departments firearm registration division serves to only punish the citizens of Hawaii more without any hope of curtailing criminals from aquiring illegal firearms.

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<u>SB69</u> Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dr. J. W. Morrow	Individual	Oppose	No

Comments:

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I oppose S.B. 69, S.D. 2. This proposed legislation places additional regulatory burdens on honest, law-abiding citizens and will not reduce gun violence by criminals and mentally disturbed individuals. Such programs in other jurisdictions have never been proven to prevent violent crime. The proposed fingerprinting and photographing of individuals wishing to register firearms is not only a burden but an absolute insult to law-abiding citizens. I expect the tourists I've seen arriving on Lanai with their shotguns for skeet shooting will abandon Hawaii in favor of other locales with more Aloha. I respectfully request that you reject this bill.



<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jay Nakamura	Individual	Oppose	No

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Noa Kalanihuia	Individual	Oppose	No

Comments: Aloha, I again am voicing my opposition to this bill. I feel that it only applies to law abiding individuals in a state that already has the most strict gun laws. I feel that this is a waste of our tax dollars, when we have bigger issues in our state such as poor education and our struggling economy. I am a firefighter and a gun enthusiast and would like to continue being both, and not made an outlaw. Mahalo for your time, and for serving the people of Hawaii. Noa Kalanihuia

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<u>SB69</u> Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Norman Nagamine	Individual	Oppose	No

Comments:

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<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Robert & Amanda Bennett	Individual	Oppose	No

Comments: First off I would like to say Thank You for taking your time in reading this. I am a Non Commissioned Officer in the United States Army that is currently stationed in the State of Hawaii. My wife and I have been married for 9 years and we have 2 children together, both of us have a concealed carry license in other states and we have taught our children about weapons safety to help them understand that weapons are not something that they can play with. We did not choose to be stationed here but rather I was ordered by the United States Army to live in the State of Hawaii. I have served honorably in the United States Army for the past 11 years and I have already had background Investigations that are more in depth than the NICS background check that you would require to obtain my current Security clearance. I have received training on weapons ranging from the M9 Pistol, M16A2 Rifle, M4A1 Rifle, M249 Machine Gun, M240B Machine Gun, M2 50 Cal. Machine Gun, MK19 40mm Machine Gun, AT4 Rocket launcher, 155mm Howitzer, and Explosives that I have had to use over the course of my career. My wife as well has been trained on various weapons. Not to mention that we have both been investigated in order to obtain our concealed carry license. On a daily basis our rights are being infringed upon because we are not allowed by the State of Hawaii to carry our weapons for the sole purpose of protecting our family. We oppose SB 69 due to the fact that under current law the State of Hawaii already restricts us from practicing our constitutional rights guaranteed to us not only by the Constitution of the United States of America but the State of Hawaii's constitution as well. This law would add burdensome restrictions on those of us that serve in the United States Military and protect not only the United States of America but the State of Hawaii. You ask our service members to leave our families and go defend & protect the United States of America which we gladly do, but will not let our spouses have the right to carry the protection that they need in such uncertain times while we are gone. Once we get back after serving honorably you deny our service members the right to carry our weapon to defend & protect our families in the same manner that we defended & protected the Unites States of America and the State of Hawaii. Instead you tell us to call the police department when we need to be protected. It is a proven fact that when the seconds count the Police department is only minutes away. So unless you plan on assigning a police officer to protect our family while I serve our great country then I believe not only should you not pass this law but you should at least allow those of us who the United States Military has spent hundreds of thousands if not millions of dollars training on how to use weapons to carry our weapons. We have been trained on how to handle situations that even your Police Officers have not been trained to handle. And just like your Police Officers we to have sworn to Protect and Defend the Constitution of

the United States of America. This means that just like Police Officers most of us will be more than glad to help protect the innocent civilians when and if the need arrives if we are in the area. It is a proven fact that states that allow the citizens to carry their weapons have lower violent crime rates. Please do not infringe our rights even more than you already do. Even if you do pass this law it will not help in anyway because unlike all of us law abiding citizens the criminals will not register their weapons.

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Submitted on: 3/18/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Stephen Daniel	Individual	Oppose	No

Comments: This is terrible legislation that would strip our God given rights to protect ourselves because of one or two mentally ill people who would not be affected by this terrible legislation. Please respect the constitution you agreed to defend. I will never vote to support any person who agrees to this bill.

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~	Submitted By	Organization	Testifier Position	Present at Hearing
	William R Smith	Individual	Oppose	No

Comments: Aloha I wanted to express my opposition to this bill. Even after the recent draft changed from PBS, I am still in opposition. I don't think these laws are needed, as folks already have to register their guns if brought from out of state. I feel it will do nothing to reduce gun violence, and will only influence potential hunters and shooters from coming to Hawaii. These visitors bring in money to the state, and we can't afford to lose out on this potential source of revenue. The money would be better spent if it were allotted to the police agencies which have to do existing registration/fingerprinting, allowing for more hours or perhaps Saturday AM registrations. Please oppose this bill. It does nothing to address gun or any kind of violence, costs money for respective counties to implement, and potentially takes away visitor income from our already strained state economy. Thanks William Smith

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<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

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

Comments:

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Submitted By	Organization	Testifier Position	Present at Hearing
Boyd Ready	Individual	Oppose	No

Comments: Dear lawmakers, I oppose this legislation as a further infringement on our well established right to keep and bear arms. You would not dare to infringe on our 1st amendment rights in this manner, yet the 2nd is as important as the first. Would you make a person stand in line 2 days, get fingerprinted, and 'background checked' in order to write a letter to the editor? or lobby the legislature? or become a church member? Yet you would infringe on the 2nd amendment like this. Criminals use weapons acquired illegally, and will continue to do so. Focus on the unlawful use of arms, not on infringing our right to keep and bear them for lawful purposes. Boyd Ready Haleiwa 808-306-9307

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<u>SB69</u> Submitted on: 3/18/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Brandon Abelaye	Individual	Oppose	No

Comments:

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<u>SB69</u> Submitted on: 3/19/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

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

Comments: Although this seems like a reasonable measure, it fails to take into account the practicalities of registering a firearm in Hawaii. The registration facilities, especially on Oahu, are so inadequate for the volume of registrations being processed, that people are waiting for hours in line. Parking is inadequate, as well. This measure should not be passed without the addition of multiple sites for registrations or an alternative process for travelers bringing firearms into the state. It would be irresponsible to pass a law that an honest citizen cannot comply with practically due to lack of adequate facilities.

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Submitted By	Organization	Testifier Position	Present at Hearing
Daniel Wela	Individual	Oppose	No

Comments: Please stick to enforcing existing gun laws rather than continually adding more laws to an already confusing mess.

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Submitted on: 2/19/2

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Darlene Chang	Individual	Oppose	No

Comments: Since March 1, I have spent 12 hours in travel time and standing in line at HPD, simply to be able to accept a 36 year old gun that my brother-in-law gave me. ENOUGH ALREADY - your firearms laws are oppressive, and only harass and punish those of us who try to do things legally.

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<u>SB69</u> Submitted on: 3/19/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

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

Comments: Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. SB 69 now adds a fingerprinting, photographing AND a background check requirement on the gun owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm, they would still have to undergo the entire background check, registration and fingerprinting process.

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SB69 Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Derek K Fujiwara	Individual	Oppose	No

Comments: Dear all lawmakers,on behalf of all the law abiding citizens ,please oppose this bill. Aloha, Derek K Fujiwara

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Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Douglas Motonaga Jr	Individual	Oppose	No

Comments: Honorable Committe Members, My name is Douglas Motonaga Jr, I have lived in Kaneohe for 40 years and have held positions with Department of Defense Law Enforcement, and Hawaii Army and Air National Guard. I am writing to express my opposition to SB 69. As a former Department of Defense law enforcement officer and current member of the US Armed Forces it is both my professional and personal opinion that what SB 69 proposes will provide no real benefit to the good citizens of Hawaii and will only serve to nuisance and discourage law abiding citizens to exercise their 2nd Amendment rights to keep and bear arms. In its current form, SB 69 will require fingerprinting and processing through the National Instant Criminal Background Check System (NICS) in addition to the already existing registration requirement on ALL firearms brought into the state. It will also allocate an unspecified amount of money to each county to process these mandated background checks during a time when budgets and Hawaii's economy are already strained. Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are already required to register their firearms within 72 hours. SB 69 now adds a fingerprinting, photographing AND a background check requirement on the gun owner in addition to the already burdensome registration requirement on such legally possessed firearms. These requirements are so onerous that if one acquired an antique firearm or an unusable or unserviceable firearm, they would still have to undergo the entire background check, registration and fingerprinting process. I respectfully urge you to not support this Bill. I will be watching these proceedings with great interest and hope you will consider my view when making your decision. Very Respectfully, Douglas Motonaga Jr.

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<u>SB69</u> Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
George B Lisehora	Individual	Oppose	No

Comments: Visitors that wish to bring their own guns to Hawaii will elect to go somewhere else. Currently there are sportsmen that bring their rifles and shot guns to resorts that offer those activities. I predict that they will not want to spend 9 hours of their vacation to register their weapons. It took me 9 hours standing in line waiting over 3 separate days at HPD to register a rifle earlier this year. They will go to a friendlier place. They will not want the hassle of coming to Hawaii. Consider also, if SB69 is made into law, the number of visitors that will stress this system once Hawaii is instructed by the U.S. Supreme Court to allow private citizens to carry firearms on their person when not at home. Hawaii has been in violation of the 2nd Amendment for some time and is one of only 4 states that do not routinely certify civilians for concealed carry or open carry of firearms in public for self defense. The anti-gun hysteria by some in government has instigated record gun and ammunition sales. The news reported that many states have had conceal and carry rosters double within the last year. There is reciprocity in the majority of these states. Visitors will expect to have their permits honored just as their driver's licenses are honored. States that do not provide reciprocity will be avoided. Finally, all of you took the oath to protect and defend the constitution of the State of Hawaii. Please read it carefully and then keep your oath. This bill undermines the 2nd Amendment and should not be passed. Thank you.

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Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Gordon Caluya	Individual	Oppose	No

Comments: I oppose this bill because it has evolved from it's original intent of a gun buyback bill, into a firearm registration and background check bill. The current registration process is burdensome enough, and will require additional tax resources to implement. I am completely opposed to any additional registration requirements than those that are already in place. Please remember the wording of the 2nd Amendment: The right to bear arms shall Not be infringed. Period. FYI, any legislator who votes for this bill, or any other bill that infringes on my 2nd Amendment rights, will Never get my vote in the future. And I'll be sure to let my family, friends, coworkers and neighbors know that they shouldn't vote for these individuals in the future as well. Aloha, Gordon

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SB69 Submitted on: 3/18/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Henry Bruckner	Individual	Oppose	No

Comments: Hawaii currently has some of the strictest gun control measures in the country. SB 69 is totally unnecessary and would become just another means to harass the law abiding citizens of this great state without adding any safety at all. I strongly oppose it. Henry P. Bruckner 808 247-5030

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<u>SB69</u>

Submitted on: 3/19/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
John Nolan	Individual	Oppose	No

Comments: PLEASE DEFEAT SB69. GET OFF OUR BACKS!!!

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

Comments:

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Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jordan Paul Bartkus	Individual	Oppose	No

Comments: As a resident of the State of Hawaii and a tax payer. I strongly oppose these efforts to further bloat our bureaucracy and limit our constitutional rights. We already have plenty of back ground check. Criminals already ignore the law. The only people who will be effected are law abiding tax payers. We don't need more state workers paid top dollar in a new registration scam. We have the DMV for that

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SB69

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

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

Comments: The present laws don't need to be changed you are wasting time on this when there is better issues you could be working on

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<u>SB69</u>

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kalani Kaleiopu	Individual	Oppose	No

Comments:

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Opposition to SB69



As a mother and homeowner who has twice experienced home invasions, and a law-abiding citizen, I am writing in opposition to Senate Bill 69.

Originally, Senate Bill 69 would appropriate \$100,000 to county police departments statewide to establish "gun buyback" programs. Similar gun buyback schemes across the country have proven to be complete failures and a waste of taxpayer dollars. The average person who voluntarily surrenders a firearm to police is not a criminal and the firearms surrendered are not those misused by criminals. That SB 69 has "evolved" into a firearm registration and background check bill suggests that state senators Will Espero (D-19), Rosalyn Baker (D-6), Brickwood Galuteria (D-12) and Josh Green (D-3) are aware of this fact.

In its current form, SB 69 will require fingerprinting and processing through the National Instant Criminal Background Check System (NICS) in addition to the already existing registration requirement on ALL firearms brought into the state. It will also allocate an unspecified amount of money to each county to process these mandated background checks during a time when budgets and Hawaii's economy are already strained—and will become more so once sequestration is triggered.

Individuals who bring firearms into Hawaii from another state, even on a temporary basis, are ALREADY required to register their firearms within 72 hours. SB 69 now adds a fingerprinting, photographing AND a background check requirement on the gun owner in addition to the already burdensome registration requirement on such legally possessed firearms. Even if an individual acquired an antique firearm or an unusable or unserviceable firearm, they would still have to undergo the entire background check, registration and fingerprinting process. The cost in time and money would prove prohibitive, in particular, to those invested in a shooting-related business.

Not only should law-abiding gun owners not be subject to additional unnecessary and inconvenient legislation, but we—as citizens who must protect our homes and families while struggling against

continually rising inflation, never-ending tax increases and questionable government spending decisions, AND as a state dependent on tourism to include hunters who wish to bring into Hawai`i their firearm—can hardly afford the added costs this bill would incur, nor the potential lost tourism revenue.

Both my husband and I will lose 20% of our income to sequestration for the next six months, and possibly for six months out of each of the next nine years after that. Already, we must take leave from work and stand in long lines for hours to register a weapon to defend our ohana and hale. This legislation would necessitate even more valuable hours away from work, and create an undue burden that, in effect, serves only to penalize law abiding gun owners like ourselves– not the criminals who will continue to obtain weapons illegally, regardless of this legislation.

SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm.

<u>SB69</u> Submitted on: 3/19/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Marshall Ness	Individual	Oppose	No

Comments: I am opposed to this bill in that all the worthwhile aspects of this amended bill are already on the books and will add to the already confusing regulations and restrictions regarding firearms ownership in Hawaii.

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Submitted By	Organization	Testifier Position	Present at Hearing
Matthew Dasalla	Individual	Oppose	No

Comments: Please do not pass this bill. It will be another example of wasteful spending in our local government. There are already background checks and registration processes in place that are timely and costly. Imposing these new measures will only hurt law abiding ciitzens not criminals that will not follow the laws. funds that would be allocated to this bill or fees/taxes collected will only burden the citizens in already fragile economoy. Time and resources would be better spent in the apprehension and punishment of criminals, improving our erroding infrastructure, and supporting education. Thank you, Matthew Dasalla

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Submitted By	Organization	Testifier Position	Present at Hearing
Michael W Sawamoto	Individual	Oppose	No

Comments:

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Subject: SB 69



Date: 17 March 2013

Dear Judiciary Committee,

As best I can tell SB 69 presents no viable solutions that would make improvements to Hawaii, but instead attacks law-abiding citizens who are choosing to exercise the right to own a firearm.

Respectfully,

Normand A Cote

Law Abiding Citizen



<u>SB69</u> Submitted on: 3/18/2013

Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Rauyl Nakayaa	Individual	Oppose	No

Comments: HPD gun registration div unable to process current load of applications and registrations. Reality check: additional regulations adds to current burden of registration/permitting process already in place.

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SB69 Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Rebecca Gray	Individual	Oppose	No

Comments: This is a further attack on 2nd Amendment rights and freedoms and does nothing to keep guns from criminals. It threatens every citizen with tyranny. It only creates another expense and useless agency for the State.

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Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ronald Livingston	Individual	Support	No

Comments: I support it in its current form.

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Submitted op: 2/18/20

Submitted on: 3/18/2013 Testimony for JUD on Mar 19, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ross Gaspar	Individual	Oppose	No

Comments:

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I am writing to you to express my opposition to Senate Bill 69. Hawaii already has a extremely onerous registration



To Whom It May Concern:

Although I am in support of changes to the manner in which we as a nation address gun ownership, permit to carry, and the level of proficiency with firearms for those who chose to carry them; I do not support this current bill.

It does very little to address the real possibility of guns being used to commit crime. Instead, it targets legitimate use of firearms by law-abiding citizens. As residents, we are already required to register our firearms within a specified amount of time. Therefore, who is this bill intended for? If they do not follow the letter of the law, how will this be enforced? Will we send police after them when the 72 hour deadline has passed?

With finances so tight, is this the time for this kind of reactive legislation?

Hawaii State Legislature

Regarding SB69

I am offering this testimony in opposition of SB69.

It is my opinion that this pending legislation is redundant and will only add additional burdens to law abiding citizens of Hawaii, as well as the additional cost of implementation and sustainability.

I seek to gain this legislatives body attention, being that we are your constituents, your fellow citizens and ultimately your boss. I only want our voices to be heard over the constant noise of the media. We (your constituents) do not require you to enhance, strengthen, or tighten the gun registration process in Hawaii. Many of us feel that your legislative body has done enough to prevent, discourage or belay the process of gun ownership in Hawaii.

I am currently a licensed firearm user who's spent an excessive amount of time standing in lines while waiting to complete the permit process. I wanted to voice my opinion against SB69. The reasons for mentioning the amount of time I've spent in those lines is that while waiting I was able to meet many others just like myself. Many of the people are at one point or another in the process, waiting, brooding or complaining about how much time they have wasted in the gun registration process.

Please keep in mind that the more difficult you make the process of ownership, the more people become motivated to fix the problem from the top down. Also keep in mind that we are listening. We are watching. We are organizing

Respectfully Submitted,

Willie J Johnson Concerned Citizen