

STAND. COM. REP. NO. 3071

Honolulu, Hawaii

MAR 24 2016

RE: H.B. No. 2629
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Public Safety, Intergovernmental, and
Military Affairs, to which was referred H.B. No. 2629, H.D. 2,
entitled:

"A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD
CHECKS,"

begs leave to report as follows:

The purpose and intent of this measure is to promote public
safety by authorizing county police departments to enroll firearms
permit applicants and individuals who are registering their
firearms into a criminal record monitoring service that is used to
alert police when an owner of a firearm is arrested for a criminal
offense anywhere in the country.

Your Committee received testimony in support of this measure
from the Department of the Attorney General, Honolulu Police
Department, and two individuals. Your Committee received
testimony in opposition to this measure from the National Rifle
Association, Hawaii Rifle Association, Valley Isle Sport Shooters,
and more than sixty individuals.

Your Committee finds that properly updated criminal
background checks on firearms permit applicants are crucial to the
safety of the public. The rap back program is a service of the
Federal Bureau of Investigation that provides continuous criminal
record monitoring for authorized government agencies, including
law enforcement agencies, and notifies those agencies when a



specified individual is arrested for a criminal offense anywhere in the nation. This program, coupled with thorough background inquiries of firearms permit applicants, will ensure that law enforcement agencies in Hawaii can more effectively screen prospective firearm owners and receive warning when a firearms owner has been disqualified from firearms ownership due to criminal activities in another state. Your Committee further finds that the checks performed by the county police departments for firearms permitting and registration purposes include inquiries separate from the criminal history record check conducted through the Hawaii Criminal Justice Data Center and the Federal Bureau of Investigation.

Your Committee has amended this measure by:

- (1) Clarifying that the issuing authority of a firearms permit and the police department registering a firearm shall perform inquiries on an applicant using various national databases and conduct criminal history record checks; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental, and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2629, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2629, H.D. 2, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Intergovernmental, and Military
Affairs,


CLARENCE K. NISHIHARA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* HB2629, HD2	Committee Referral: PSM, JDL	Date: 3/22/16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	/			
ESPERO, Will (VC)	/			
BAKER, Rosalyn H.	/			
INOUE, Lorraine R.	/			
SLOM, Sam			/	
TOTAL	4		1	
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

***Only one measure per Record of Votes**