STAND. COM. REP. NO. **3070**

Honolulu, Hawaii

MAR 2 4 2016

RE: H.B. No. 626

H.D. 1 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. 626, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE POSSESSION OF FIREARMS WHILE CONSUMING OR UNDER THE INFLUENCE OF AN INTOXICANT,"

begs leave to report as follows:

The purpose and intent of this measure is to promote public safety by prohibiting the physical possession of any firearm while consuming alcohol in certain locations.

Your Committee received testimony in support of this measure from the Police Department of the City and County of Honolulu and three individuals. Your Committee received testimony in opposition to this measure from the National Rifle Association, Valley Isle Sport Shooters, and more than sixty individuals. Your Committee received comments on this measure from two individuals.

Your Committee finds that forty-six states have laws restricting or prohibiting the possession of a firearm while consuming or under the influence of alcohol and other intoxicants. Additionally, several county law enforcement agencies have adopted policies that prohibit their law enforcement officers from handling firearms while consuming or under the influence of alcohol. Your Committee further finds that law enforcement officers should not in general be exempt from prohibitions against irresponsible possession or use of firearms.

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Your Committee has amended this measure by:

- (1) Repealing the exemption for state and county law enforcement officers and others from prohibitions against owning or possessing firearms under section 134-7, Hawaii Revised Statutes; 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. 626, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 626, H.D. 1, 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

Clarence Knichelan

The Senate Twenty-Eighth Legislature State of Hawai'i

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

Bill / Resolution No.:*	Committee Referral:			Date:	
HB626, HDI	PSM, JDL			3/22/16	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WF	R) Nay	Excused
NISHIHARA, Clarence K. (C)		X			
ESPERO, Will (VC)		X			
BAKER, Rosalyn H.		Χ			
INOUYE, Lorraine R.		X			
SLOM, Sam				×	
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TOTAL		4			
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original File with Committee Re	Yellow port Clerk's Office		Pink Drafting Ager	Goldenrod ency Committee File Copy	

*Only one measure per Record of Votes