



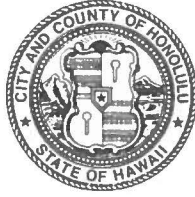
LATE

SB2960

Measure Title:	RELATING TO CRIMINAL HISTORY RECORD CHECKS.
Report Title:	Criminal History Record Checks; Police Department; Rap Back Program; Firearm Possession
Description:	Allows the county police departments to receive notification if a new applicant who is granted a permit to possess a firearm is arrested for a criminal offense anywhere in the country.
Companion:	
Package:	None
Current Referral:	PSM, JDL
Introducer(s):	NISHIHARA, KIDANI, Baker, Espero, Wakai

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

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OUR REFERENCE **RR-DNK**

February 11, 2016

The Honorable Clarence K. Nishihara, Chair
and Members
Committee on Public Safety,
Intergovernmental, and Military Affairs
State Senate
Hawaii State Capitol
415 South Beretania Street, Room 229
Honolulu, Hawaii 96813

Dear Chair Nishihara and Members:

SUBJECT: Senate Bill No. 2960, Relating to Criminal History Record Checks

I am Richard C. Robinson, Major of the Records and Identification Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports Senate Bill No. 2960, Relating to Criminal History Record Checks.

Currently, a thorough background check is conducted on all applicants to acquire a firearm. However, once the initial background check has been completed and the permit has been issued, no further checks are conducted on the firearm owner. As a result, the county police departments have no way of knowing if a current Hawaii firearm owner has been convicted of a crime in another state that would prohibit him or her from owning a firearm.

We suggest that an amendment be made on page 11, line 13, to read as follows: "section 134-2 and section 134-3." The proposed change would allow county police departments to enroll new firearm applicants into the Rap Back program administered by the Federal Bureau of Investigation. The Rap Back program will provide a mechanism to alert the county police departments when the owner of a firearm is arrested for a criminal offense anywhere in the country. In essence, the change will provide an ongoing background check on firearm owners to determine their continued eligibility to own and possess a firearm in our state.

The Honorable Clarence K. Nishihara, Chair
and Members
Committee on Public Safety,
Intergovernmental, and Military Affairs
February 11, 2016
Page 2

The HPD urges you to support Senate Bill No. 2960, Relating to Criminal History Record Checks.

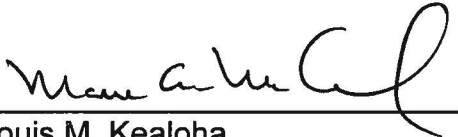
Thank you for the opportunity to testify.


Sincerely,



Richard C. Robinson, Major
Records and Identification Division

APPROVED:



 Louis M. Kealoha
Chief of Police

From: mailinglist@capitol.hawaii.gov
To: [PSMTestimony](#)
Cc: mimiface@aol.com
Subject: Submitted testimony for SB2960 on Feb 11, 2016 13:15PM
Date: Thursday, February 11, 2016 8:16:55 AM

SB2960

Submitted on: 2/11/2016

Testimony for PSM on Feb 11, 2016 13:15PM in Conference Room CR229

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

Comments: Comments: Comments: RAP BACK: The Hawaii Rifle Association STRONGLY OPPOSES this measure for the following reasons: (1) It enters law abiding gun owners in a criminal data base. (2) Positive hits in this system are not necessarily adjudicated when placed in the system. (3) If hits are properly indicated as "held over", "arraigned", or "convicted" and the crime is a disqualifier under HRS 134, then and ONLY THEN should the person's Second Amendment Rights be withheld (4) We highly recommend that there be a DEFERRED status added to this bill to accommodate a questionable entry in the system. This would prevent the confiscation of a law abiding citizens firearms for an error in the new system, or a questionable situation. This will also avoid unnecessary lawsuits. (5) NO FEES should be charged to applicants for Permits to Acquire. This is a Core Constitutional right and fees charged to exercise those rights should not be allowed. (6) We do not believe this system is being used anywhere else in the country for gun registration purposes. (7) It is simply one more hurdle for law abiding citizens to overcome to exercise their rights. Thank you, Michael Orr

Please note that testimony submitted less than 24 hours prior to the hearing, 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.

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From: mailinglist@capitol.hawaii.gov
To: [PSMTestimony](#)
Cc: ckgusman@gmail.com
Subject: Submitted testimony for SB2960 on Feb 11, 2016 13:15PM
Date: Thursday, February 11, 2016 11:02:05 AM

SB2960

Submitted on: 2/11/2016

Testimony for PSM on Feb 11, 2016 13:15PM in Conference Room CR229

Submitted By	Organization	Testifier Position	Present at Hearing
christy gusman	Individual	Oppose	No

Comments: Another unconstitutional anti gun law

Please note that testimony submitted less than 24 hours prior to the hearing, 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.

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