

JAN 24 2024

A BILL FOR AN ACT

RELATING TO GUN VIOLENCE PREVENTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 134C, Hawaii Revised Statutes, is
2 amended by amending its title to read as follows:

3 "OFFICE OF GUN VIOLENCE [~~AND VIOLENT CRIMES COMMISSION~~]
4 PREVENTION"

5 SECTION 2. Section 134C-1, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "[~~+~~§134C-1[~~]- Gun~~] Office of gun violence [~~and violent~~
8 ~~crimes commission~~]; prevention; established. (a) There is
9 established the office of gun violence [~~and violent crimes~~
10 ~~commission~~] prevention that shall be placed within the
11 department of the attorney general for administrative purposes
12 only.

13 (b) The administrative head of the office shall be a
14 director, who shall be nominated and appointed by the governor.
15 The office shall employ analysts, grant writers, and other staff
16 necessary for the purposes of the office."



1 SECTION 3. Section 134C-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~{}~~§134C-3~~}~~—Gun Office of gun violence ~~[and violent~~
4 ~~crimes commission]~~ prevention; powers and duties. (a) The
5 purpose of the office of gun violence ~~[and violent crimes~~
6 ~~commission]~~ prevention shall be to develop comprehensive
7 strategies to prevent and address various types of gun violence
8 ~~[and violent crimes]~~ in Hawaii~~[-]~~, including suicide, mass
9 shootings, and surges in other forms of gun violence.

10 (b) The ~~[gun violence and violent crimes commission shall~~
11 ~~provide coordination, facilitation, and planning among]~~ office
12 may coordinate with state and county agencies, federal agencies,
13 and other partners as appropriate to carry out its purpose.

14 (c) The ~~[gun violence and violent crimes commission shall~~
15 ~~endeavor to]~~ office may:

16 (1) ~~[Identify]~~ Collect relevant data that may be used to
17 reduce gun violence ~~[and violent crimes];~~

18 (2) Access relevant data from law enforcement agencies and
19 other governmental entities; provided that the office
20 shall redact and keep confidential any information



1 that directly or indirectly identifies specific names
2 or individuals;

3 ~~[(2)]~~ (3) Identify areas in which relevant data is not
4 available;

5 ~~[(3) Maximize the sharing between the agencies represented~~
6 ~~on the commission and other appropriate stakeholders~~
7 ~~of data relevant to reducing gun violence and violent~~
8 ~~crimes,]~~ and

9 (4) ~~[Coordinate and conduct research on gun violence and~~
10 ~~violent crimes.]~~ Analyze relevant data, and build and
11 maintain the capacity for that analysis.

12 (d) The ~~[gun violence and violent crimes commission]~~
13 office may work with and engage stakeholders for the purposes of
14 this chapter.

15 (e) The ~~[gun violence and violent crimes commission shall~~
16 ~~submit a]~~ office may report ~~[of]~~ its findings and
17 recommendations, including any proposed legislation, to the
18 legislature ~~[no later than forty days prior to the convening of~~
19 ~~the regular session of 2022 and each regular session~~
20 ~~thereafter]~~, the several counties, and various stakeholders on



1 ~~[policy relating to preventing]~~ the office's strategies to
2 prevent and address gun violence ~~[and violent crimes]."~~

3 SECTION 4. Section 134C-2, Hawaii Revised Statutes, is
4 repealed.

5 ~~["§134C-2 Gun violence and violent crimes commission,~~
6 ~~membership. (a) The attorney general or the attorney general's~~
7 ~~designee shall coordinate and serve as the chair of the gun~~
8 ~~violence and violent crimes commission.~~

9 ~~(b) The following individuals, or their designees, shall~~
10 ~~serve as members of the gun violence and violent crimes~~
11 ~~commission:~~

12 ~~(1) The chief justice of the supreme court of Hawaii;~~

13 ~~(2) The director of health;~~

14 ~~(3) The director of law enforcement;~~

15 ~~(4) A county prosecuting attorney to be selected by the~~
16 ~~chair of the commission;~~

17 ~~(5) The public defender;~~

18 ~~(6) The chief of police of each county;~~

19 ~~(7) The administrator of the Hawaii state hospital;~~

20 ~~(8) The dean of the college of social sciences at the~~
21 ~~University of Hawaii at Manoa;~~



- 1 ~~(9) The dean of the John A. Burns school of medicine;~~
- 2 ~~(10) One representative from a group that advocates for~~
- 3 ~~stricter gun safety laws; and~~
- 4 ~~(11) One representative from a firearm advocacy group.~~
- 5 ~~(c) The chair of the gun violence and violent crimes~~
- 6 ~~commission may request the participation or input of experts in~~
- 7 ~~gun violence and violent crimes; county, state, and federal~~
- 8 ~~officials; members of the public; and other persons as~~
- 9 ~~necessary.~~
- 10 ~~(d) The members of the gun violence and violent crimes~~
- 11 ~~commission shall serve without compensation but may be~~
- 12 ~~reimbursed for their actual and necessary expenses, including~~
- 13 ~~travel expenses, incurred in carrying out their duties."]~~

14 SECTION 5. In accordance with section 9 of article VII, of

15 the Constitution of the State of Hawaii and sections 37-91 and

16 37-93, Hawaii Revised Statutes, the legislature has determined

17 that the appropriation contained in this Act will cause the

18 state general fund expenditure ceiling for fiscal year 2024-2025

19 to be exceeded by \$, or per cent. The reasons

20 for exceeding the general fund expenditure ceiling are that the

1 appropriation made in this Act is necessary to serve the public
2 interest and to meet the needs provided for by this Act.

3 SECTION 6. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$150,000 or so much
5 thereof as may be necessary for fiscal year 2024-2025 for the
6 office of gun violence prevention for:

- 7 (1) One full-time equivalent (1.0 FTE) director;
- 8 (2) One full-time equivalent (1.0 FTE) grant writer
9 position;
- 10 (3) One full-time equivalent (1.0 FTE) analyst position;
11 and
- 12 (4) Operating costs and equipment, including equipment
13 necessary for analyzing relevant data relating to gun
14 violence.

15 The sum appropriated shall be expended by the department of
16 the attorney general for the purposes of this Act.

17 SECTION 7. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.



S.B. NO. 3349

1 SECTION 8. This Act shall take effect on July 1, 2024.

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INTRODUCED BY:

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S.B. NO. 3349

Report Title:

AG; Office of Gun Violence Prevention; Appropriation; General Fund Expenditure Ceiling Exceeded

Description:

Establishes the Office of Gun Violence Prevention within the Department of the Attorney General for administrative purposes only. Repeals the Gun Violence and Violent Crimes Commission. Appropriates moneys. Declares that the appropriation exceeds the state general fund expenditure ceiling for fiscal year 2024-2025.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

