

STAND. COM. REP. NO. 1503

Honolulu, Hawaii

MAR 20 , 2019

RE: S.B. No. 1466
S.D. 2
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Public Safety, Veterans, & Military
Affairs, to which was referred S.B. No. 1466, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO GUN VIOLENCE PROTECTIVE
ORDERS,"

begs leave to report as follows:

The purpose of this measure is to establish a process by
which a law enforcement officer or family or household member may
obtain a court order to prevent a person from accessing firearms
and ammunition when the person poses a danger of causing bodily
injury to oneself or another.

The Department of Health, Mayor of the County of Hawai'i, Moms
Demand Action for Gun Sense in America, Keiki Injury Prevention
Coalition, Hawaii Children's Action Network, Everytown for Gun
Safety, Maui Peace Action, Injury Prevention Advisory Committee,
and many concerned individuals supported this measure. The Hawaii
Rifle Association, Hawaii Firearms Coalition, Institute for
Rational and Evidence-Based Legislation, National Rifle
Association of America, and numerous concerned individuals opposed
this measure. The Judiciary and Honolulu Police Department (HPD)
offered comments on this measure.

SB1466 HD1 HSCR PVM HMS 2019-3180



Your Committee has amended this measure by:

- (1) Providing the court the discretion to hold an oral hearing for an ex parte gun violence protective order, rather than requiring it; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes the concerns of HPD that requiring the county police departments to notify the petitioner thirty days prior to the expiration of a gun violence protective order and notify the respondent when a gun violence protective order has expired or been terminated is beyond the scope of the duties of the county police departments and may result in high costs to administer. HPD testified that county police departments do not have these notification requirements under current temporary restraining orders and protective orders. Should the Committee on Judiciary deliberate this measure further, your Committee on Public Safety, Veterans, & Military Affairs respectfully requests that it consider the concerns of HPD.

Your Committee further notes that the Department of Health testified that suicide by firearms (172) outnumbered firearm-related homicides (44) in Hawaii from 2013 through 2017. The number of suicides, which is the leading cause of injury-related death in Hawaii, could decrease if lethal means such as firearms were less readily available to persons deemed a risk to themselves.

As affirmed by the record of votes of the members of your Committee on Public Safety, Veterans, & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1466, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1466, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.



Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Veterans, & Military Affairs,



GREGG TAKAYAMA, Chair



State of Hawaii
House of Representatives
The THIRTIETH Legislature

HBCL 1503

Record of Votes of the Committee on Public Safety, Veterans, & Military Affairs

Bill/Resolution No.: SB 1466 SD2	Committee Referral: PVM, JVD	Date: 03/15/19
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

PVM Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKAYAMA, Gregg (C)	✓			
2. GATES, Cedric Asuega (VC)	✓			
3. KOBAYASHI, Dale T.		✓		
4. KONG, Sam Satoru			✓	
5. NISHIMOTO, Scott Y.	✓			
6. OHNO, Takashi	✓			
7. McDERMOTT, Bob		✓		
TOTAL (7)	4	2	1	

The recommendation is: Adopted Not Adopted
 If joint referral, _____ did not support recommendation.
 committee acronym(s)

Vice Chair's or designee's signature: _____ *Gregg Takayama*