

STAND. COM. REP. NO. 590

Honolulu, Hawaii

MAR 05 2015

RE: S.B. No. 473
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 473, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO FIREARMS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize the Department of the Attorney General to develop and implement a state program to allow active and retired law enforcement officers to carry a concealed firearm in Hawaii pursuant to the federal Law Enforcement Officers Safety Act of 2004, as amended (LEOSA); and
- (2) Make a conforming amendment to the state license to carry law.

Your Committee received testimony in support of this measure from the Department of the Attorney General and seven individuals. Your Committee received testimony in opposition to this measure from the Institute for Rational and Evidence-based Legislation and twenty individuals. Your Committee received comments on this measure from the Hawaii Rifle Association and six individuals.

Your Committee finds that the LEOSA affords active and retired law enforcement officers, including former officers who have separated after serving as law enforcement officers for ten years or more and certain military employees, the privilege of

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carrying a concealed firearm across state lines. However, varying state approaches to implementation have hindered the consistent and effective operation of the federal law, especially with respect to qualified retired law enforcement officers. Currently, Hawaii has not established firearm qualification standards for qualified retired law enforcement officers residing in the State or a statutory framework to uniformly permit active and qualified retired law enforcement officers to carry a concealed weapon in Hawaii. Implementation of this measure allows the Department of the Attorney General to develop and establish a consistent and effective operation of the LEOA.

Your Committee has amended this measure by:

- (1) Inserting an effective date of January 7, 2059, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 473, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 473, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SB473 SDI	Committee Referral: PSM, JDL	Date: 2/24/15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
ESPERO, Will	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les	✓			
THIELEN, Laura H.	✓			
SLOM, Sam				✓
TOTAL	6			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes