

## LEGISLATIVE REPORT

**SUBJECT:** Mandatory Expulsion Policy for Possession of a Firearm  
School Year (SY) 2004-05

**REFERENCE:** Act 148, Section 2 (1995 Legislature- S.B. 647), Mandatory Expulsion  
Policy for Possession of a Firearm

§302A--1134, Hawaii Revised Statutes

Chapter 19, Hawaii Administrative Rules (amended and compiled  
5/19/97)

**ACTION REQUESTED:** Report on number of students excluded, types of firearms found in their  
possession and the schools from which they were excluded.

**DOE REPORT:** October 14, 2005

With the revision of Chapter 19, Hawaii Administrative Rules, in May  
1997, the definition of "firearm" was expanded beyond the federal and  
state laws to include air guns (which include BB guns or pistols, pellet  
guns, and CO2 or paint guns).

**FINDINGS:** SY 2004-05 Summary Statistics

During the SY 2004-2005 there were:

- Total of 30 incidents
- Involving 27 different schools
- Involving 35 different individuals
- Involving 18 different complex areas

Types of Firearms:

- Total number of handguns = 1
- Total number of air guns = 18
- Total number of explosives= 1
- Total number of starter guns = 1
- Other firearms = 9

Attached is the listing of incidents by individual schools.

OBSERVED TRENDS: For SY 2003-04 and SY 2004-05.

Between SY 2003-04 and SY 2004-05, the following were observed:

- The total number of different complexes and schools reporting firearms violations remains relatively the same.
- However, there is a significant decrease in the total number of incidents and the total number of different individuals involved in these violations.
  - Total incidents in SY 2003-04 = 44;  
in SY 2004-05 = 30.
  - Total different individuals in SY 2003-04 = 49;  
in SY 2004-05 = 35.
- Also the total number of infractions involving air guns from SY 2003-04 and SY 2004-05 has decreased.
  - Total number of air guns in SY 2003-04 = 35;  
in SY 2004-05 = 18.
- 60% of firearm violations are related to incidents involving air guns.

Between SY 2002-03 and SY 2003-04, there were observed increased trends with total number of incidents, total number of different schools and individuals involved.

Windward District reported no firearms violation incidents for SY 2004-05. Hawaii district reported only 2 incidents, whereas in previous SY 2003-04, Hawaii reported the highest rates of all districts.

RECOMMENDATIONS: To ensure the safety of school campuses and to prevent further escalations of violent incidents, it is being recommended that:

1. Complex Area Superintendents continue to monitor and support schools in their proactive and positive interventions and strategies for school-wide, classroom, non-classroom and individual student systems.
2. School administrators and their positive behavior support cadres continue to routinely examine and analyze their school discipline data to design effective preventative school-wide and individual student interventions.
3. Schools routinely review with students the Hawaii's definition and consequence of "firearms" which includes air guns, paintball, pellet and BB guns.
4. Schools collaborate with families and community agencies to problem solve and provide supports and resources in addressing disciplinary and firearm issues.

**Hawaii Legislative Report on Firearms**  
**From: July 1, 2004 to June 30, 2005**

**October 14, 2005**

**Honolulu**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
Farrington	Fern Elem	1	1	0	0	0	0	1	0	0	0	0
Kaimuki	Washington Middle	1	2	0	0	0	0	1	0	0	0	0
McKinley	McKinley High	1	1	0	0	0	0	1	0	0	0	0
Roosevelt	Kawananakoa Middle	4	4	0	0	0	0	0	0	0	0	4
<b>TOTALS:</b>	<b>4</b>	<b>7</b>	<b>8</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4</b>

**Central**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
Aiea	Aiea Intermediate	1	0	0	0	0	0	0	0	0	0	1
Aiea	Pearl Ridge Elem	1	1	0	0	0	0	1	0	0	0	0
Mililani	Kipapa Elem	1	1	0	0	0	0	0	0	0	0	1
Mililani	Mililani Middle	1	2	0	0	0	0	1	0	0	0	0
Moanalua	Moanalua Middle	1	2	0	0	0	0	0	0	0	0	1
Radford	Radford High	1	1	0	0	0	0	1	0	0	0	0
Waialua	Waialua Elem	1	1	0	0	0	0	1	0	0	0	0
Waialua	Waialua Hgh/Inter	1	2	0	0	0	0	1	0	0	0	0
<b>TOTALS:</b>	<b>8</b>	<b>8</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>

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**Leeward**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
Campbell	Campbell High	1	1	0	0	0	0	0	0	0	0	1
Campbell	Holomua Elem	1	1	0	0	0	0	1	0	0	0	0
Campbell	Illima Inter	1	1	0	0	0	0	1	0	0	0	0
Kapolei	Kapolei Elem	1	1	1	0	0	0	0	0	0	0	0
Kapolei	Kapolei High	1	1	0	0	0	0	1	0	0	0	0
Kapolei	Kapolei Middle	1	1	0	0	0	0	1	0	0	0	0
Pearl City	Palisades	1	1	0	0	0	0	1	0	0	0	0
Waipahu	August Ahrens Elem	1	1	0	0	0	0	1	0	0	0	0
<b>TOTALS:</b>	<b>8</b>	<b>8</b>	<b>8</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>6</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>

**Windward**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
		0	0	0	0	0	0	0	0	0	0	0
<b>TOTALS:</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Hawaii**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
Keaau	Keaau Middle	1	1	0	0	0	0	0	0	0	1	0
Kealakehe	Kealakehe High	1	2	0	0	1	0	0	0	0	0	0
<b>TOTALS:</b>	<b>2</b>	<b>2</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>

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**Maui**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
King Kekaulike	Kalama Inter	1	1	0	0	0	0	0	0	0	0	1
Maui	Kahului Elem	1	1	0	0	0	0	1	0	0	0	0
Maui	Lokelani Inter	1	1	0	0	0	0	1	0	0	0	0
Maui	Maui Waena Inter	1	1	0	0	0	0	1	0	0	0	0
<b>TOTALS:</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>

**Kauai**

Complex	School	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
Kauai	Kamakahelei Middle	1	2	0	0	0	0	1	0	0	0	0
<b>TOTALS:</b>	<b>1</b>	<b>1</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Statewide Totals**

No. of Different Complexes	No. of Different Schools	No. Incidents	No. of Different Individuals	Handgun	Rifle	Starter Gun	Shotgun	Airgun Paintball BB gun Pellet	Crossbow	Firearm Muffler	Explosives	Other Firearms
18	27	30	35	1	0	1	0	18	0	0	1	9