



## FRATERNAL ORDER OF POLICE OF OHIO, INC.

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### House Federalism Committee

February 26, 2020

### Testimony on House Bill 425

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Chairman Becker, Vice-Chair Stoltzfus, Ranking Member Miller, and  
Members of the Committee,

My name is Michael Weinman, and I am a retired Columbus police officer who now serves as director of government affairs for the Ohio Fraternal Order of Police. Thank you for allowing me to give our opponent testimony on HB 425. Today, I am testifying on behalf of more than 25,000 active and retired members of the FOP from across Ohio

The FOP strongly opposes HB 425 because it threatens officer safety. The duty of a concealed carry permit holder to inform an officer who has stopped her was thoroughly negotiated and unanimously agreed to, during the numerous interested party meetings leading to the CCW license. The FOP continues to be dumbfounded by the attack on the notification by the CCW permit holder representatives. We see the notification as a constitutionally sound, commonsense measure to keep the permit holder and officer safe. It is our experience that people who would lie, or withhold information from us, have or are about to commit a crime.

You have heard arguments that law enforcement doesn't need the notification due to the information being in LEADS. There are scores of situations when LE doesn't have the ability, or time, to run a license plate through LEADS. There are incidents when the permit holder is in a vehicle not registered to him or her, and numerous times when drivers leap from the car when pulled over and head toward the officer still sitting in his or her patrol vehicle. Additionally, officers have numerous encounters when they could approach a permit holder outside of cars.

The primary case made by proponents of HB 425 is that officers are incapable of understanding the word promptly and therefore are heavy-handed and racists in their enforcement of the notification provision. Contrary to the allegations, today's officers in Ohio are the best-educated and trained than they have ever been in the past. Law enforcement has thousands of interactions daily across Ohio, including with CCW permit holders, without incident using sound judgment, commonsense, and exercising considerable discretion. Perhaps the issue doesn't lie with the officers but rests with the permit holders. Ohio slashed CCW permit training standards

Chairman John Becker

February 26, 2020

Page 2

from 12 hours to eight, eliminated renewal training, and severely relaxed reciprocity allowing Ohioans to get permits from other states that do not provide even our rudimentary level of training. This lack of training on the part of the permit holder may be the cause of the problem if it indeed exists.

Every encounter does not require an officer to ask for identification. Additionally, we would never agree that lying to a police officer about having a gun should only be a \$25.00 fine. If this bill passes and judging by the testimony, the committee should be aware that officers are going to discover a gun on a person and hear the "well you never asked me". There will be those who will not be afraid of the small \$25.00 fine, especially since the bill doesn't allow for a CCW permit holder to lose their license for lying.

In 2018, 222 officers were shot in the line of duty, and 48 made the ultimate sacrifice that year. In 2019, 293 officers were shot while 50 lost their lives. Unfortunately, law enforcement is not immune from attacks by CCW permit holders; Twinsburg Police Officer Josh Miktarian was shot four times in the head by a CCW permit holder on July 13, 2008. The permit holder felt Officer Miktarian embarrassed him in front of his girlfriend by pulling him over for a traffic offense.

On behalf of the Fraternal Order of Police of Ohio, I would like to thank you for the opportunity to provide opposition testimony to Sub HB 425. I will be happy to address any questions that you may have at this time.