

JAN 23 2020

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# A BILL FOR AN ACT

RELATING TO FIREARMS.

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

1           SECTION 1. The legislature finds that existing law allows  
2 firearms to be lent to an adult for up to seventy-five days  
3 without any background check or notice to the government that a  
4 firearm has been lent to a person who does not have a permit for  
5 that weapon. The legislature further finds that this is not  
6 consistent with the rest of the firearm regulations, which  
7 requires background checks and permitting for all gun  
8 transferees.

9           Accordingly, the purpose of this Act is to:

- 10           (1) Specify that a rifle or shotgun may be lent to an  
11           adult who is twenty-one years or older;
- 12           (2) Repeal the authorization to lend a rifle or shotgun  
13           without a permit;
- 14           (3) Restrict the lending of a rifle or shotgun to twelve  
15           hours;



- 1           (4) Repeal language that authorized the lending of a rifle  
2                   or shotgun outside of the State for up to seventy-five  
3                   days;
- 4           (5) Require that an adult who is borrowing a firearm  
5                   either possess a firearm permit or personally own or  
6                   possess a registered firearm, and is not prohibited  
7                   from owning or possessing a firearm; and
- 8           (6) Prohibit a person from knowingly lending a firearm, in  
9                   addition to a person who is prohibited from owning or  
10                  possessing a firearm, to a person who does not have a  
11                  firearm permit or does not own or possess a registered  
12                  firearm.

13           SECTION 2. Section 134-4, Hawaii Revised Statutes, is  
14 amended by amending subsections (c) and (d) to read as follows:

15           "(c) Any lawfully acquired rifle or shotgun may be lent to  
16 an adult who is twenty-one years of age or older for use within  
17 the State for a period not to exceed [~~fifteen days without a~~  
18 ~~permit,~~] twelve hours; provided that [~~where the rifle or shotgun~~  
19 ~~is to be used outside of the State, the loan may be for a period~~  
20 ~~not to exceed seventy five days.~~] the adult borrowing a rifle or  
21 shotgun possesses a permit pursuant to section 134-2 or owns or



1 possesses a firearm that is registered pursuant to section  
2 134-3, and is not prohibited from ownership or possession of a  
3 firearm pursuant to section 134-7.

4 (d) No person shall knowingly lend a firearm to any person  
5 who does not have a permit pursuant to section 134-2, does not  
6 own or possess a firearm that is registered pursuant to section  
7 134-3, or is prohibited from ownership or possession of a  
8 firearm under section 134-7."

9 SECTION 3. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

Kal Moor

Rosely of Bok



# S.B. NO. 2811

**Report Title:**

Firearms; Lending; Firearm Permit; Firearm Registration

**Description:**

Specifies that a rifle or shotgun may be lent to an adult who is twenty-one years of age or older. Repeals the authorization to lend a rifle or shotgun without a permit. Restricts the lending of a rifle or shotgun to twelve hours. Repeals language that authorized the use of a rifle or shotgun outside of the State for up to seventy-five days. Requires an adult who is borrowing a firearm to have either a firearm permit or a registered firearm, and is not prohibited to own or possess a firearm. Prohibits a person from lending a firearm, in addition to a person who is prohibited from owning or possessing a firearm, to a person who does not have a firearm permit or does not have a registered firearm.

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

