

STAND. COM. REP. NO.

594

Honolulu, Hawaii

FEB 19 , 2021

RE: H.B. No. 1366
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 1366 entitled:

"A BILL FOR AN ACT RELATING TO FIREARMS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Amend the offense of manufacturing, purchasing, or obtaining firearm parts to assemble a firearm having no serial number to also prohibit possession of those firearm parts; and
- (2) Amend Act 74, Session Laws of Hawaii 2020, to repeal language that specified the prospective application of that Act.

Your Committee received testimony in support of this measure from the Honolulu Police Department, Maui Police Department, State of Hawaii Organization of Police Officers, and two individuals. Your Committee received testimony in opposition to this measure from the National Rifle Association, Valley Isle Sport Shooters, Hawaii Firearms Coalition, Hawaii Rifle Association, Berean Beacon Ministry, and numerous individuals. Your Committee received comments on this measure from the Department of Public Safety.

2021-1816 HB1366 HD1 HSCR HMSO



Your Committee finds that persons who are in possession of "ghost guns," or firearms that are assembled without serial numbers or other identification markings, are claiming that their actions do not violate state law because the parts used to assemble the firearm were acquired before the State prohibited manufacturing, purchasing, or obtaining firearm parts to assemble a ghost gun. This measure will make possession of these parts a class C felony.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2022; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1366, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1366, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,


MARK M. NAKASHIMA, Chair



