

STAND. COM. REP. NO.

699

Honolulu, Hawaii

MAR 04 2021

RE: S.B. No. 307
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 307 entitled:

"A BILL FOR AN ACT RELATING TO FIREARMS,"

begs leave to report as follows:

The purpose and intent of this measure is to include any firearm or rifle with the capacity to fire ammunition of fifty caliber or higher in the list of prohibited weapons.

Your Committee received testimony in support of this measure from Americans for Democratic Action. Your Committee received testimony in opposition to this measure from the National Rifle Association; Hawaii Rifle Association; Hawaii Federation of Republican Women; Pacific Arms Co., LLC; Young Guns; Hawaii Firearms Coalition; Valley Island Sport Shooters; and several hundred individuals.

Your Committee finds that the State has some of the strongest gun safety laws in the nation, as well as the third lowest number of gun deaths per capita among the states in 2019. Your Committee further finds that prohibiting firearms or rifles that fire ammunition of fifty caliber or higher is consistent with the State's commitment to protecting the safety and well-being of its citizens.



In addition, your Committee notes that section 134-11, Hawaii Revised Statutes, provides exemptions to firearm prohibitions for law enforcement officers, members of the military, persons employed by the State, and certain other persons who use firearms in the course of duty. Your Committee's interpretation is that this section applies to privately owned firearms, provided that they are used in the scope of official duties.

Your Committee has amended this measure by:

- (1) Exempting shotguns and muzzle-loading firearms;
- (2) Inserting an effective date of May 6, 2137, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 307, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 307, S.D. 1, and be placed on the calendar for Third Reading.

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



KARL RHOADS, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* SB 307	Committee Referral: JDC	Date: 2/9/2021		
<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
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura		✓		
GABBARD, Mike			✓	
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt			✓	
TOTAL	4	1	2	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes