

JAN 21 2022

A BILL FOR AN ACT

RELATING TO THE UNIFORM PROBATE CODE.

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

1 SECTION 1. The legislature finds that on January 19, 2020,
2 two police officers were shot and killed while responding to an
3 apparent landlord-tenant dispute in Honolulu. Although the
4 suspected shooter was not a registered firearm owner in Hawaii,
5 the landlord of the property where the suspected shooter lived
6 allegedly kept firearms belonging to the landlord's deceased
7 husband at the property. The legislature further finds that
8 these firearms, which may have been used in the fatal shooting,
9 were not properly registered in the State and therefore were
10 improperly possessed by the landowner.

11 The purpose of this Act is to require:

12 (1) A personal representative of a decedent appointed
13 under the Uniform Probate Code to notify the police
14 department of the appropriate county of any and all
15 firearms in an estate; and



(2) The police department to certify that all firearms in an estate are properly transferred or disposed of before the estate may close.

SECTION 2. Chapter 560, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§560: - Firearms; notification; transfer or disposal.

(a) A personal representative shall notify the police department of the appropriate county of any and all firearms in an estate.

(b) No estate shall close unless the police department of the appropriate county certifies that all firearms in the estate are properly transferred or disposed of in accordance with chapter 134."

SECTION 3. New statutory material is underscored.

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

INTRODUCED BY: 



S.B. NO. 2873

Report Title:

Uniform Probate Code; Firearms; Personal Representative

Description:

Requires a personal representative of a decedent appointed under the Uniform Probate Code to notify the police department of the appropriate county of any and all firearms in an estate. Requires the police department to certify that all firearms in an estate are properly transferred or disposed of before the estate may close.

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