

JAN 22 2021

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) Restrict the loan of a rifle or shotgun to an adult
11 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) Reduce the authorized lending of a rifle or shotgun
2 outside of the State from seventy-five days to twelve
3 hours;

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 134-3,
2 and is not prohibited from ownership or possession of a firearm
3 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 Rhoad



S.B. NO. 305

Report Title:

Firearms; Lending; Firearm Permit; Firearm Registration

Description:

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

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

