

JAN 25 2006

S.B. NO. 2530

A BILL FOR AN ACT

RELATING TO HIGH CAPACITY AMMUNITION MAGAZINE FOR FIREARMS.

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

1 SECTION 1. Section 134-8, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "**§134-8 Ownership, etc., of automatic firearms, silencers,**
4 **etc., prohibited; penalties.** (a) The manufacture, possession,
5 sale, barter, trade, gift, transfer, or acquisition of any of
6 the following is prohibited: assault pistols, except as
7 provided by section 134-4(e); automatic firearms; rifles with
8 barrel lengths less than sixteen inches; shotguns with barrel
9 lengths less than eighteen inches; cannons; mufflers, silencers,
10 or devices for deadening or muffling the sound of discharged
11 firearms; hand grenades, dynamite, blasting caps, bombs, or
12 bombshells, or other explosives; or any type of ammunition or
13 any projectile component thereof coated with teflon or any other
14 similar coating designed primarily to enhance its capability to
15 penetrate metal or pierce protective armor; and any type of
16 ammunition or any projectile component thereof designed or
17 intended to explode or segment upon impact with its target.



1 (b) Any person who installs, removes, or alters a firearm
2 part with the intent to convert the firearm to an automatic
3 firearm shall be deemed to have manufactured an automatic
4 firearm in violation of subsection (a).

5 ~~[(c) The manufacture, possession, sale, barter, trade,
6 gift, transfer, or acquisition of detachable ammunition
7 magazines with a capacity in excess of ten rounds which are
8 designed for or capable of use with a pistol is prohibited.
9 This subsection shall not apply to magazines originally designed
10 to accept more than ten rounds of ammunition which have been
11 modified to accept no more than ten rounds and which are not
12 capable of being readily restored to a capacity of more than ten
13 rounds.]~~

14 ~~[(d)]~~ (c) Any person violating subsection (a) or (b) shall
15 be guilty of a class C felony and shall be imprisoned for a term
16 of five years without probation. ~~[Any person violating
17 subsection (c) shall be guilty of a misdemeanor except when a
18 detachable magazine prohibited under this section is possessed
19 while inserted into a pistol in which case the person shall be
20 guilty of a class C felony.]~~ [L 1988, c 275, pt of §2; am L
21 1989, c 261, §6 and c 263, §4; am L 1992, c 286, §§3, 4]"



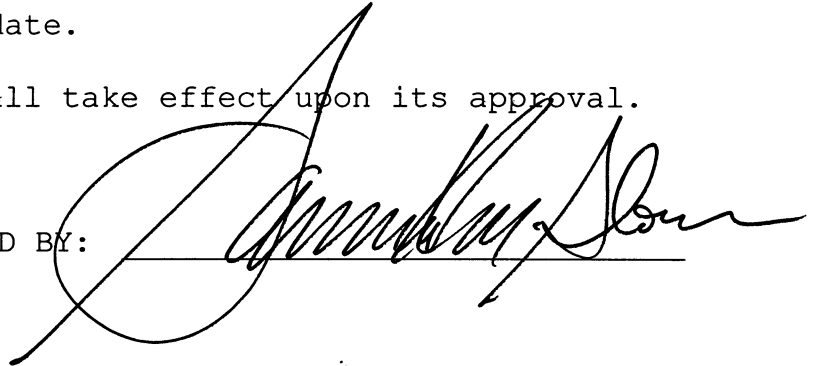
1 SECTION 2. Statutory material to be repealed is bracketed
2 and stricken.

3 SECTION 3. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun, before its effective date.

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

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INTRODUCED BY: _____

A large, stylized handwritten signature in black ink is written over a horizontal line. The signature is cursive and appears to be the name of a legislator.

SB. NO. 2530

Report Title:

Firearms; High capacity magazine.

Description:

Repeals HRS section 134-8 subsection (c) prohibition against manufacture, possession, sale, barter, trade, gift, transfer, or acquisition of detachable ammunition magazine with a capacity in excess of ten rounds.

