



GOV. MSG. NO. 771

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 30, 2008

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fourth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 30, 2008, the following bill was signed into law:

HB2204 HD1 SD1 CD1

A BILL FOR AN ACT RELATING TO THE LIABILITY
OF A FIREARM OWNER.
(ACT 129)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE LIABILITY OF A FIREARM OWNER.

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

1 SECTION 1. Section 663-9.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§663-9.5 Liability of firearm owners.** (a) The owner of
4 a firearm, if the discharge of the firearm proximately causes
5 either personal injury or property damage to any person, shall
6 be absolutely liable for ~~such~~ the damage.

7 (b) It shall be an affirmative defense to ~~such~~ the
8 absolute liability that ~~the~~ :

9 (1) The firearm was not in the possession of the owner
10 ~~[and was]~~ ;

11 (2) The firearm was taken from the owner's possession
12 without the owner's permission; and ~~the~~ ;

13 (3) The owner either ~~[had reported]~~ :


14 (A) Reported the theft to the police prior to the
15 discharge; or ~~[, despite]~~ ;

16 (B) Despite the exercise of reasonable care ~~[, had]~~ :



H.B. NO. 2204
H.D. 1
S.D. 1
C.D. 1

APPROVED this 30 day of MAY, 2008



GOVERNOR OF THE STATE OF HAWAII