
A BILL FOR AN ACT

RELATING TO FIREARMS.

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

1 SECTION 1. Section 134-9, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsections (a) and (b) to read:

4 "(a) [~~In an exceptional case, when an applicant shows~~
5 ~~reason to fear injury to the applicant's person or property,~~]
6 Notwithstanding any law to the contrary, the chief of police of
7 the appropriate county [~~may~~] shall grant a license to an
8 applicant who is a citizen of the United States of the age of
9 twenty-one years or more or to a duly accredited official
10 representative of a foreign nation of the age of twenty-one
11 years or more to carry a pistol or revolver and ammunition
12 therefor concealed on the person within the [~~county where the~~
13 ~~license is granted.~~] State. [~~Where the urgency or the need has~~
14 ~~been sufficiently indicated, the~~] The respective chief of police
15 [~~may~~] shall grant to an applicant of good moral character who is
16 a citizen of the United States of the age of twenty-one years or
17 more [~~, is engaged in the protection of life and property,~~] and



1 is not prohibited under section 134-7 from the ownership or
2 possession of a firearm, a license to carry a pistol or revolver
3 and ammunition therefor unconcealed on the person within the
4 county where the license is granted. The chief of police of the
5 appropriate county, or the chief's designated representative,
6 shall perform an inquiry on an applicant by using the National
7 Instant Criminal Background Check System, to include a check of
8 the Immigration and Customs Enforcement databases where the
9 applicant is not a citizen of the United States, before any
10 determination to grant a license is made. Unless renewed, the
11 license shall expire [~~one year~~] five years from the date of
12 issue.

13 (b) The chief of police of each county shall adopt
14 procedures to require that any person granted a license to carry
15 a concealed weapon on the person shall:

16 (1) Be qualified to use the firearm in a safe manner[+],
17 as evidenced by documentation showing successful
18 completion by the person, within one year before
19 applying for or renewing a license, of a firearms
20 safety or training course or class described in
21 section 134-2(g);



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1 (2) Appear to be a suitable person to be so licensed;

2 (3) Not be prohibited under section 134-7 from the
3 ownership or possession of a firearm; and

4 (4) Not have been adjudged insane or not appear to be
5 mentally deranged."

6 2. By amending subsection (d) to read:

7 "(d) A fee of [~~\$10~~] \$50 shall be charged for each license
8 or renewal thereof and shall be deposited in the treasury of the
9 county in which the license is granted."

10 SECTION 2. This Act does not affect rights and duties that
11 matured, penalties that were incurred, and proceedings that were
12 begun before its effective date.

13 SECTION 3. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

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

16

INTRODUCED BY CE (BR)

JAN 18 2017



H.B. NO. 36

Report Title:

Firearms; Concealed Carry; Open Carry; Licenses

Description:

Amends the criteria for issuance of licenses by the respective county chiefs of police for concealed and unconcealed carry of pistols and revolvers.

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

