STAND. COM. REP. NO. 3762

Honolulu, Hawaii

JUL 0 2 2020

RE: H.B. No. 2709

H.D. 2 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2709, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require a personal representative to notify the police department of the appropriate county of any and all firearms in an estate; and
- (2) Prohibit an estate from closing unless the police department of the appropriate county certifies that all registered firearms in the estate and other firearms of which the police department has been notified are properly transferred or disposed of in accordance with chapter 134, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Honolulu Police Department. Your Committee received testimony in opposition to this measure from the Hawaii Firearms Coalition.

Your Committee finds that on January 19, 2020, two police officers were shot and killed while responding to an apparent



landlord-tenant dispute in Honolulu. Although the suspected shooter was not a registered firearm owner in Hawaii, the landlord of the property where the suspected shooter lived allegedly kept firearms belonging to the landlord's deceased husband at the property. Your Committee further finds that if these firearms, which may have been used in the fatal shooting, had been properly registered in the State and properly possessed by the landowner, law enforcement would have been aware of their presence and perhaps better prepared to respond to emergency calls at the residence.

Your Committee has amended this measure by:

- (1) Inserting an effective date of December 1, 2020; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2709, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2709, H.D. 2, S.D. 1.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

KARL RHOADS, Chair

The Senate Thirtieth Legislature State of Hawai'i

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:* HB 2709 HD2	Committee PSM,		D	ate: 06/30/:	2020
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)					
KEOHOKALOLE, Jarrett (VC)					
GABBARD, Mike					
KIM, Donna Mercado					·
FEVELLA, Kurt					
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TOTAL		4			1
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Only one measure per Record of Votes