

STAND. COM. REP. NO. 1559

Honolulu, Hawaii

APR 09 2021

RE: H.B. No. 1366
H.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred H.B. No. 1366, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO FIREARMS,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the class C felony offense of manufacturing, purchasing, or obtaining firearm parts to assemble a firearm having no serial number to also prohibit possession of those firearm parts; and
- (2) Amend Act 74, Session Laws of Hawaii 2020, to repeal language that specified the prospective application of that Act.

Your Committees received testimony in support of this measure from the Honolulu Police Department, Hawai'i Police Department, Democratic Party of Hawai'i, Church of the Crossroads, and twenty-two individuals. Your Committees received testimony in opposition to this measure from the National Rifle Association of America, Pu'uloa Rifle and Pistol Club, Hawai'i Firearms Coalition, and eighty-one individuals.

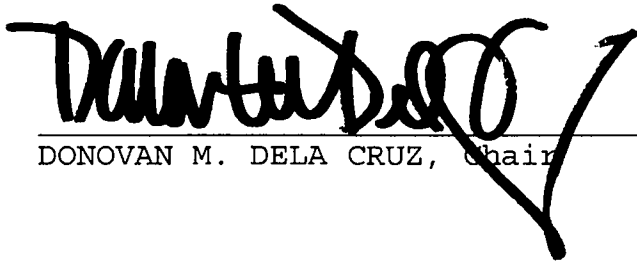
Your Committees find that firearms that are assembled without serial numbers or other identification markings, known as "ghost



guns", are extremely difficult to track and pose a significant obstacle to law enforcement. Your Committees further find that Act 74, Regular Session of Hawaii 2020 (Act 74), established the class C felony offense of manufacturing, purchasing, or obtaining firearm parts to assemble ghost guns. Your Committees additionally find that law enforcement agencies have reported that persons found to be in possession of ghost guns have claimed that their actions do not violate the law because the parts used to assemble the firearm were acquired before the effective date of Act 74. This measure will make possession of these parts a class C felony.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1366, H.D. 1, and recommend that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,


DONOVAN M. DELA CRUZ, Chair


KARL RHOADS, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:
<i>HB 1366, HD 1</i>	<i>JDC/WAM</i>	<i>4/6/21</i>

The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.				X
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt			X	
TOTAL	<i>9</i>		<i>1</i>	<i>1</i>

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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*Only one measure per Record of Votes