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# A BILL FOR AN ACT

RELATING TO FIREARMS.

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

1           SECTION 1. Chapter 134, Hawaii Revised Statutes, is  
2 amended by adding two new sections to be appropriately  
3 designated and to read as follows:

4           "§134-A Sensitive locations. (a) Except as provided in  
5 subsections (b) through (e), a person granted a license to carry  
6 a concealed firearm under section 134-9 shall not knowingly  
7 carry a firearm on or into any of the following sensitive  
8 locations:

- 9           (1) A school, college, university, or other educational  
10           institution, or any school bus;  
11           (2) A nursery school, preschool, or child care facility,  
12           including a day care center or summer camp;  
13           (3) A zoo, playground, public park, museum, library,  
14           recreation center, or shelter or residential facility  
15           operated by a government entity or a charitable  
16           organization serving unhoused children, children



- 1           involved in the juvenile justice system, or children  
2           who are similarly at-risk;
- 3           (4) A bar or restaurant where alcohol is served, and any  
4           other site or facility where alcohol is sold for  
5           consumption on the premises;
- 6           (5) A place owned, leased, or under the control of the  
7           state, county, or municipal government used for the  
8           purpose of government administration;
- 9           (6) A courthouse, courtroom, or any other premises used to  
10           conduct judicial or court administrative proceedings  
11           or functions;
- 12           (7) A voter service center, place of deposit, or  
13           appurtenance thereto, and an area of two hundred feet  
14           from the perimeter of any voter service center, place  
15           of deposit, or appurtenance thereto, as designated by  
16           election officials under section 11-132, as follows:
- 17           (A) As applied to voter service centers and their  
18           appurtenances, all operating hours, as set forth  
19           in section 11-109; and



- 1           (B) As applied to places of deposit and their  
2           appurtenances, all times at which the place of  
3           deposit is accessible to the public;
- 4       (8) A vote counting center or place where ballots are  
5       stored;
- 6       (9) A public gathering or special event conducted on  
7       property open to the public that requires the issuance  
8       of a permit from a federal, state, or local government  
9       and the sidewalk or street immediately adjacent to the  
10       public gathering or special event and within one  
11       thousand feet from the public gathering or special  
12       event; provided that:
- 13       (A) There are signs clearly and conspicuously posted  
14       at visible places along the perimeter of the  
15       public gathering or special event; and
- 16       (B) This section shall not apply to a licensee who  
17       must walk through a public gathering or special  
18       event in order to access their residence, place  
19       of business, or vehicle while the licensee is in  
20       the act of walking through the public gathering  
21       or special event to access their residence, place



1           of business, or vehicle; provided further that  
2           nothing in this exception allows a licensee to  
3           loiter or remain in a place identified in this  
4           paragraph longer than necessary to complete their  
5           travel;

6       (10) An airport or public transportation facility, as  
7           follows:

8           (A) A vehicle used for public transportation by air,  
9           sea, or land, including rail, bus, or ship; and

10          (B) Any building, structure, or grounds, used for or  
11           in connection with providing passenger  
12           transportation by air, sea, or land, including  
13           harbors, rail stations, and bus terminals;

14       (11) A stadium, arena, theater, performance venue,  
15           amusement park, or real property or parking area under  
16           the control of a stadium, arena, theater, performance  
17           venue, or amusement park;

18       (12) A public or private hospital or hospital affiliate,  
19           mental health facility, nursing home, medical office,  
20           urgent care facility, or other place at which medical  
21           services are customarily provided; or



1       (13) Private property, including but not limited to  
2       residential, commercial, industrial, agricultural,  
3       institutional, or undeveloped property, unless the  
4       owner has provided express consent or clearly and  
5       conspicuously posts a sign at the entrance of the  
6       building or on the premises indicating that licensees  
7       are permitted to carry firearms on the property.

8       (b) Subsection (a) shall not apply to the following  
9       individuals:

- 10       (1) Persons exempted under section 134-11; or  
11       (2) Detectives, private detectives, investigators, and  
12       guards authorized by the county chief of police to  
13       carry a firearm in a particular sensitive location  
14       while on duty in that sensitive location.

15       (c) Notwithstanding subsection (a), a licensee may  
16       transport a concealed firearm:

- 17       (1) Within a vehicle or on public transit so long as the  
18       firearm is unloaded and in a locked container; and  
19       (2) In the immediate area surrounding their vehicle within  
20       a prohibited parking lot area only for the purpose of  
21       storing or retrieving a firearm within a locked



1           container in the vehicle's trunk or other place inside  
2           the vehicle that is out of plain view.

3           (d) Except in the places specified in subsection (a)(1), a  
4           licensee shall not be in violation of this section while they  
5           are traveling along a public right-of-way that touches or  
6           crosses any of the premises identified in subsection (a) if the  
7           concealed firearm is carried on their person or is being  
8           transported in a vehicle by the licensee in accordance with all  
9           other applicable laws; provided that nothing in this exception  
10          allows a licensee to loiter or remain in a place identified in  
11          this subsection longer than necessary to complete their travel.

12          (e) Nothing in this section shall prohibit the carrying of  
13          a firearm where it is otherwise expressly authorized by state  
14          law.

15          (f) Any person violating subsection (a) shall be:

16          (1) Guilty of a misdemeanor;

17          (2) Subject to revocation of their license to carry a  
18          concealed firearm under section 134-13; and

19          (3) Disqualified from renewing their license to carry a  
20          concealed firearm under section 134-9.



1        §134-B Annual report on licenses to carry. (a) By April  
2        1, 2024, and each year thereafter, the department of the  
3        attorney general shall publish a report on its publicly  
4        available website detailing:

5            (1) The number of licenses to carry applied for, issued,  
6            revoked, and denied, further categorized by the age,  
7            sex, race, and county of residence of the applicant or  
8            licensee;

9            (2) The specific reasons for each revocation and denial;

10           (3) Analysis of denials under section 134-9(c)(2) and  
11           recommendations to remedy any disparities in denial  
12           rates by age, sex, or race; and

13           (4) The number of appeals and appeals granted.

14           (b) The chief of police of each county shall supply the  
15        department of the attorney general with the data the department  
16        requires to complete the report under subsection (a) for the  
17        prior year by February 1 of each year."

18           SECTION 2. Section 134-1, Hawaii Revised Statutes, is  
19        amended by adding a new definition to be appropriately inserted  
20        and to read as follows:



1        "Locked container" means a secure container that is fully  
2 enclosed and locked by a padlock, keylock, combination lock, or  
3 similar locking device. "Locked container" does not include the  
4 utility or glove compartment of a motor vehicle."

5        SECTION 3. Section 134-2, Hawaii Revised Statutes, is  
6 amended by amending subsections (d) and (e) to read as follows:

7        "(d) The chief of police of the respective counties [~~may~~]  
8 shall issue permits to acquire firearms to [citizens]:

9        (1) Applicants who are:

10        (A) Citizens of the United States [~~of the age of~~  
11 ~~twenty-one years or more, or duly~~], lawful  
12 permanent resident aliens of the United States,  
13 or United States nationals; and

14        (B) Twenty-one years of age or more;

15        (2) Duly accredited official representatives of foreign  
16 nations[~~r~~]; or [~~duly~~]

17        (3) Duly commissioned law enforcement officers of the  
18 State who are aliens; provided that any law  
19 enforcement officer who is the owner of a firearm and  
20 who is an alien shall transfer ownership of the





1           firearm within forty-eight hours after termination of  
2           employment from a law enforcement agency.

3   The chief of police of each county [~~may~~] shall issue permits to  
4   aliens of the age of eighteen years or more for use of rifles  
5   and shotguns for a period not exceeding sixty days, upon a  
6   showing that the alien has first procured a hunting license  
7   under chapter 183D, part II. The chief of police of each county  
8   [~~may~~] shall issue permits to aliens of the age of twenty-one  
9   years or more for use of firearms for a period not exceeding six  
10   months, upon a showing that the alien is in training for a  
11   specific organized sport-shooting contest to be held within the  
12   permit period. The attorney general shall adopt rules, pursuant  
13   to chapter 91, as to what constitutes sufficient evidence that  
14   an alien is in training for a sport-shooting contest.

15   Notwithstanding any law to the contrary and upon joint  
16   application, the chief of police [~~may~~] shall issue permits to  
17   acquire firearms jointly to spouses who otherwise qualify to  
18   obtain permits under this section.

19           (e) The permit application form shall be signed by the  
20   applicant and by the issuing authority. One copy of the permit  
21   shall be retained by the issuing authority as a permanent



1 official record. Except for sales to dealers licensed under  
2 section 134-31, [~~or~~] dealers licensed by the United States  
3 Department of Justice, [~~or~~] law enforcement officers, [~~or where~~  
4 ~~a license is granted under section 134-9,~~] or where any firearm  
5 is registered pursuant to section 134-3(a), no permit shall be  
6 issued to an applicant earlier than fourteen calendar days after  
7 the date of the application; provided that a permit shall be  
8 issued or the application denied before the twentieth day from  
9 the date of application. Permits issued to acquire any pistol  
10 or revolver shall be void unless used within ten days after the  
11 date of issue. Permits to acquire a pistol or revolver shall  
12 require a separate application and permit for each transaction.  
13 Permits issued to acquire any rifle or shotgun shall entitle the  
14 permittee to make subsequent purchases of rifles or shotguns for  
15 a period of one year from the date of issue without a separate  
16 application and permit for each acquisition, subject to the  
17 disqualifications under section 134-7 and subject to revocation  
18 under section 134-13; provided that if a permittee is arrested  
19 for committing a felony or any crime of violence or for the  
20 illegal sale of any drug, the permit shall be impounded and  
21 shall be surrendered to the issuing authority. The issuing



1 authority shall perform an inquiry on an applicant by using the  
2 International Justice and Public Safety Network, including the  
3 United States Immigration and Customs Enforcement query, the  
4 National Crime Information Center, and the National Instant  
5 Criminal Background Check System, pursuant to section 846-2.7  
6 before any determination to issue a permit or to deny an  
7 application is made. The issuing authority shall not issue a  
8 permit to acquire the ownership of a firearm to any person where  
9 the issuance would not be in the interest of the public health,  
10 safety, or welfare because the person is found to be lacking the  
11 essential character or temperament necessary to be entrusted  
12 with a firearm. In determining whether the person lacks the  
13 essential character or temperament necessary to be entrusted  
14 with a firearm, the issuing authority shall consider whether the  
15 person is likely to engage in conduct, other than lawful self-  
16 defense, that would pose a danger to self or others, as  
17 evidenced by whether the applicant has any history of threats or  
18 acts of violence by the applicant directed toward self or others  
19 or any history of use, attempted use, or threatened use of  
20 physical force by the applicant against another person, or other  
21 incidents implicating the disqualifying criteria set forth in



1 this subsection, including but not limited to determining  
2 whether the applicant has been subject to any recent arrests or  
3 criminal charges for disqualifying crimes or has been  
4 experiencing any mental health issues such as suicidal ideation,  
5 homicidal ideation, or violent impulses, the applicant's use of  
6 drugs or alcohol, and any other relevant evidence. The issuing  
7 authority shall consider the risks associated with firearms in  
8 the home, such as failure to consistently secure a firearm when  
9 not in the applicant's immediate control, or the initiating or  
10 escalating of conflicts with intimate partners, family members,  
11 cohabitants, and invited guests such that a firearm is likely to  
12 be displayed or discharged other than in lawful self-defense;  
13 and shall consider the likelihood an applicant would bring the  
14 firearm outside of the home to engage in violence or to carry  
15 unlawfully in public."

16 SECTION 4. Section 134-5, Hawaii Revised Statutes, is  
17 amended by amending subsection (c) to read as follows:

18 "(c) A person may carry unconcealed and use a lawfully  
19 acquired pistol or revolver while actually engaged in hunting  
20 game mammals, if that pistol or revolver and its suitable  
21 ammunition are acceptable for hunting by rules adopted pursuant



1 to section 183D-3 and if that person is licensed pursuant to  
 2 part II of chapter 183D. The pistol or revolver may be  
 3 transported in [~~an enclosed~~] a locked container[~~, as defined in~~  
 4 ~~section 134-25~~] in the course of going to and from the place of  
 5 the hunt, notwithstanding section 134-26."

6 SECTION 5. Section 134-9, Hawaii Revised Statutes, is  
 7 amended to read as follows:

8 "**§134-9 Licenses to carry.** (a) [~~In an exceptional case,~~  
 9 ~~when an applicant shows reason to fear injury to the applicant's~~  
 10 ~~person or property, the~~] The chief of police of the appropriate  
 11 county [~~may~~] shall grant a license to carry a pistol or revolver  
 12 and ammunition therefor concealed on the person within the  
 13 county where the license is granted to an applicant who [~~is a~~  
 14 ~~citizen of the United States of the age of twenty-one years or~~  
 15 ~~more or to~~]:

16 (1) Is a resident of Hawaii or a duly accredited official  
 17 representative of a foreign nation [~~of the age of~~];

18 (2) Is twenty-one years of age or more [~~to carry a pistol~~  
 19 ~~or revolver and ammunition therefor concealed on the~~  
 20 ~~person within the county where the license is~~  
 21 ~~granted.~~]; and



# H.B. NO. 430

1       (3) Meets all the requirements set forth in this section  
2             as determined by the chief of police.

3       (b) Where the urgency or the need has been sufficiently  
4 indicated, the respective chief of police may grant a license to  
5 carry a pistol or revolver and ammunition therefor unconcealed  
6 on the person within the county where the license is granted to  
7 an applicant who:

8       (1) Is of good moral character [~~who is~~];

9       (2) Is a citizen of the United States [~~of the age of~~],  
10            lawful permanent resident alien of the United States,  
11            or United States national;

12       (3) Is twenty-one years of age or more[~~, is~~];

13       (4) Is engaged in the protection of life and property[~~7~~];  
14            and [~~is~~]

15       (5) Is not prohibited under section 134-7 from the  
16            ownership or possession of a firearm[~~, a license to~~  
17            ~~carry a pistol or revolver and ammunition therefor~~  
18            ~~unconcealed on the person within the county where the~~  
19            ~~license is granted. The chief of police of the~~  
20            ~~appropriate county, or the chief's designated~~  
21            ~~representative, shall perform an inquiry on an~~



1       ~~applicant by using the National Instant Criminal~~  
2       ~~Background Check System, to include a check of the~~  
3       ~~Immigration and Customs Enforcement databases where~~  
4       ~~the applicant is not a citizen of the United States,~~  
5       ~~before any determination to grant a license is made.~~  
6       ~~Unless renewed, the license shall expire one year from~~  
7       ~~the date of issue].~~

8       ~~[(b)]~~ (c) The chief of police of each county shall adopt  
9       procedures to require that any person granted a license to carry  
10      a concealed weapon on the person shall:

- 11       (1) Be qualified to use the firearm in a safe manner~~[+]~~.
- 12       To prove an applicant is qualified, applicants shall  
13       be required to provide proof of a firearm  
14       certification program that satisfies the requirements  
15       of section 134-2(g) (2), (3), and (4) no earlier than  
16       ninety days before submitting an application for an  
17       initial license to carry a concealed weapon on the  
18       person, and at intervals to be determined by the chief  
19       of police for applications to renew a license to carry  
20       a concealed weapon on the person. An eligible firearm  
21       certification program shall include:



- 1           (A) In-person instruction and written test covering  
2           the topics of relevant firearm laws including  
3           secure storage practices and sensitive location  
4           restrictions, use of force and de-escalation, and  
5           the risks to self and others of owning firearms;  
6           and  
7           (B) Live-fire instruction and demonstration of safe  
8           handling of, and shooting proficiency with, each  
9           firearm the applicant is applying to be licensed  
10           to carry;
- 11           (2) [~~Appear to be~~] Be a suitable person to [be se  
12           licensed;] carry a concealed handgun in public. In  
13           determining whether the person is a suitable person to  
14           carry a concealed handgun in public, the chief of  
15           police shall make the required inquiry and  
16           investigation set forth in section 134-2(e) and shall  
17           consider the additional risks associated with public  
18           carry, such as failure to consistently secure a  
19           handgun outside the home and protect it from theft or  
20           unauthorized access, especially in densely populated  
21           settings; conduct or statements, including verbal





1 threats involving a handgun or displaying a handgun,  
2 that would have the tendency to threaten or terrorize  
3 members of the public; the initiating or escalating of  
4 conflicts with strangers such that a handgun is likely  
5 to be displayed or discharged other than in lawful  
6 self-defense, during interactions in public; and  
7 unintentional or reckless discharge of a handgun in  
8 public. The attorney general shall have authority to  
9 promulgate guidance on types of conduct that the chief  
10 of police may consider when deciding whether the  
11 applicant is a suitable person to carry a concealed  
12 handgun in public;

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

15 (4) Not be under indictment for, or have waived indictment  
16 for, or have been bound over to the circuit court for,  
17 or have been convicted in this State or elsewhere of  
18 having committed in the previous ten years:

19 (A) A firearm offense punishable as a misdemeanor  
20 under this chapter;



1           (B) Operating a vehicle under the influence of an  
2           intoxicant under section 291E-61;

3           (C) Reckless endangering in the second degree under  
4           section 707-714;

5           (D) Criminally negligent storage of a firearm under  
6           section 707-714.5; or

7           (E) Harassment under section 711-1106; and

8    [~~(4)~~] (5) Not have been adjudged insane or not appear to be  
9           mentally deranged. Being a person who does "not  
10          appear to be mentally deranged" means that the  
11          applicant does not exhibit specific and articulable  
12          indicia that would objectively indicate to a  
13          reasonable observer that the applicant is not capable  
14          of being a responsible and law-abiding user of  
15          firearms. Such specific and articulable indicia may  
16          include, but are not limited to, suicidal ideations,  
17          homicidal ideations, or potential dangerousness,  
18          including a violent animus toward one or more groups  
19          based on race, color, national origin, ancestry, sex,  
20          gender identity, gender expression, sexual  
21          orientation, age, disability, religion, or other



1 characteristic, such that a reasonable person would  
2 conclude that the applicant harbored an intention to  
3 use a firearm in public to attack others rather than  
4 for self-defense.

5 (d) The application for a license to carry a concealed  
6 firearm shall be in the form prescribed by the chief of police  
7 of each county and shall include, at a minimum, the following  
8 features:

9 (1) Application forms shall require the applicant to  
10 provide the applicant's name, address, sex, height,  
11 weight, date of birth, place of birth, country of  
12 citizenship, social security number, alien or  
13 admission number, any aliases or other names  
14 previously used by the applicant, physical  
15 description, including any distinguishing physical  
16 characteristics of the applicant, current employer,  
17 and identifying information for the firearm for which  
18 the license is sought. The application form shall  
19 also contain the text of state laws pertaining to  
20 firearm storage in sections 134-10.5, 134-25, and 707-  
21 714.5, the text of the sensitive locations where



1           firearms are prohibited set forth in section 134-A,  
2           and space for an applicant's signature confirming  
3           their acknowledgement and understanding of those laws;  
4       (2) The applicant shall certify on the application whether  
5           the applicant has been confined or committed to a  
6           mental institution or hospital for treatment or  
7           observation of a mental or psychiatric condition on a  
8           temporary, interim, or permanent basis or experienced  
9           any mental health condition that could impact risk to  
10          public safety, including but not limited to conditions  
11          involving suicidal ideations, homicidal ideations, or  
12          violent impulses;  
13       (3) The applicant shall provide contact information for no  
14          less than four reputable persons who are not related  
15          by blood or law to the applicant and have known the  
16          applicant for at least three years preceding the  
17          application date who will serve as personal references  
18          for the applicant's license application and who have  
19          sufficient knowledge of whether the applicant is a  
20          suitable person to carry a concealed handgun in  
21          public, as set forth in subsection (c) (2). The



1           applicant shall also provide names and contact  
2           information for the applicant's current spouse,  
3           domestic partner, or significant other, if any, and  
4           any other adults residing in the applicant's home,  
5           including adult children;

6           (4) The chief of police in the applicant's county, or a  
7           designated member of the chief of police's staff,  
8           shall conduct an in-person interview with the  
9           applicant and an in-person, videoconference, or  
10           telephonic interview with the individuals identified  
11           by the applicant as personal references, and shall  
12           make inquiry concerning, and investigate to the extent  
13           warranted, whether the applicant meets the  
14           qualifications and standards set forth in subsection  
15           (c). Individuals whose contact information is  
16           provided on the application form may be contacted by  
17           the county chief of police, or a designated member of  
18           the chief of police's staff, during this inquiry and  
19           investigation;

20           (5) The county chief of police, or a designated member of  
21           the chief of police's staff, shall also contact local



1 law enforcement where the applicant resides and works,  
2 and any place where the applicant has resided in the  
3 previous ten years, if the applicant currently or  
4 within the previous ten years has resided or worked in  
5 a county other than the one in which the license is  
6 being sought;

7 (6) The applicant shall complete an authorization for  
8 release of mental health records, including  
9 psychiatric, behavioral health, and substance abuse  
10 information. The applicant shall also complete any  
11 forms required by the applicant's health care provider  
12 or relevant government entity for release of mental  
13 health information; and

14 (7) The county chief of police, or a designated member of  
15 the chief of police's staff, may require such other  
16 information from the applicant or any other person as  
17 the chief of police, or designated member of the chief  
18 of police's staff, reasonably deems necessary to  
19 conduct the review of the application, including but  
20 not limited to publicly available statements posted or  
21 published online by the applicant.



1       (e) The chief of police of the appropriate county, or the  
2 chief's designated representative, shall perform an inquiry on  
3 an applicant for a license under this section by using the  
4 National Instant Criminal Background Check System, to include a  
5 check of the Immigration and Customs Enforcement databases where  
6 the applicant is not a citizen of the United States, before any  
7 determination to grant a license is made.

8       (f) A fee of \$10 shall be charged for each license granted  
9 under this section. All fees collected pursuant to this section  
10 shall be deposited in the treasury of the county in which the  
11 license is granted.

12       (g) Unless renewed, every license granted pursuant to this  
13 section shall expire one year from the date of issue.

14       (h) In all cases where a license application under this  
15 section is denied, the applicant shall be sent a written  
16 decision by certified mail. The written decision shall set  
17 forth the facts of the application and explain the reasons for  
18 denial. Any applicant aggrieved by a denial may request a  
19 hearing in the district court of the county in which the  
20 applicant resides or, if different, the county in which the  
21 application was submitted, by filing a written request for a



1 hearing within thirty days of the denial. The aggrieved  
2 applicant shall serve copies of the request for hearing upon the  
3 county chief of police where the application was denied. The  
4 hearing shall be held within sixty days of the filing of the  
5 request, and no formal pleading or filing fee shall be required.  
6 In all cases where a permit application under this section is  
7 denied because an applicant is prohibited from owning,  
8 possessing, receiving, or controlling firearms under federal or  
9 state law, the chief of police of the applicable county shall  
10 send written notice as described in section 134-2(j).

11 ~~[(e)]~~ (i) No person shall carry concealed or unconcealed  
12 on the person a pistol or revolver without being licensed to do  
13 so under this section or in compliance with sections 134-5(c) or  
14 134-25.

15 ~~[(d) A fee of \$10 shall be charged for each license and~~  
16 ~~shall be deposited in the treasury of the county in which the~~  
17 ~~license is granted.]"~~

18 SECTION 6. Section 134-13, Hawaii Revised Statutes, is  
19 amended to read as follows:

20 "**§134-13 Revocation of permits.** (a) All permits and  
21 licenses provided for under this part may be revoked, for good





1 cause, by the issuing authority or by the judge of any court[=]  
2 if, at any time, the permittee or licensee no longer meets the  
3 qualifications or requirements of the applicable permit or  
4 license section under which their permit or license was granted.  
5 Licenses to carry concealed firearms shall be revoked if, at any  
6 time, either the issuing authority determines or is notified by  
7 the judge of any court or a law enforcement agency of any of the  
8 following:

- 9       (1) A licensee is prohibited by state or federal law from  
10       owning or purchasing a firearm;
- 11       (2) A licensee becomes ineligible to obtain a license  
12       under section 134-9(c);
- 13       (3) Any information provided by a licensee in connection  
14       with an application for a new license or license  
15       renewal is inaccurate or incomplete;
- 16       (4) A licensee is no longer a suitable person to hold such  
17       a license under section 134-9(c) (2); or
- 18       (5) A licensee engages in any conduct that would have  
19       resulted in the denial of a license.

20       (b) If the issuing authority or the judge of any court  
21 revokes a permit or license, the county chief of police where



1 the applicant resides shall be notified of the revocation if  
2 they are not the body revoking the permit or license. If the  
3 permit or license is revoked because the permittee or licensee  
4 is prohibited from possessing firearms under section 134-7 or  
5 part IV, then section 134-7.3 shall govern the process for  
6 voluntary surrender or seizure of firearms."

7 SECTION 7. Section 134-23, Hawaii Revised Statutes, is  
8 amended by amending subsection (a) to read as follows:

9 "(a) Except as provided in section 134-5, all firearms  
10 shall be confined to the possessor's place of business,  
11 residence, or sojourn; provided that it shall be lawful to carry  
12 unloaded firearms in [~~an enclosed~~] a locked container from the  
13 place of purchase to the purchaser's place of business,  
14 residence, or sojourn, or between these places upon change of  
15 place of business, residence, or sojourn, or between these  
16 places and the following:

- 17 (1) A place of repair;  
18 (2) A target range;  
19 (3) A licensed dealer's place of business;  
20 (4) An organized, scheduled firearms show or exhibit;



1 (5) A place of formal hunter or firearm use training or  
2 instruction; or

3 (6) A police station.

4 [~~"Enclosed container" means a rigidly constructed~~  
5 ~~receptacle, or a commercially manufactured gun case, or the~~  
6 ~~equivalent thereof that completely encloses the firearm.]"~~

7 SECTION 8. Section 134-24, Hawaii Revised Statutes, is  
8 amended by amending subsection (a) to read as follows:

9 "(a) Except as provided in section 134-5, all firearms  
10 shall be confined to the possessor's place of business,  
11 residence, or sojourn; provided that it shall be lawful to carry  
12 unloaded firearms in [~~an enclosed~~] a locked container from the  
13 place of purchase to the purchaser's place of business,  
14 residence, or sojourn, or between these places upon change of  
15 place of business, residence, or sojourn, or between these  
16 places and the following:

17 (1) A place of repair;

18 (2) A target range;

19 (3) A licensed dealer's place of business;

20 (4) An organized, scheduled firearms show or exhibit;



1 (5) A place of formal hunter or firearm use training or  
2 instruction; or

3 (6) A police station.

4 [~~"Enclosed container" means a rigidly constructed~~  
5 ~~receptacle, or a commercially manufactured gun case, or the~~  
6 ~~equivalent thereof that completely encloses the firearm.]"~~

7 SECTION 9. Section 134-25, Hawaii Revised Statutes, is  
8 amended to read as follows:

9 "~~[+]§134-25[+]~~ **Place to keep pistol or revolver; penalty.**

10 (a) Except as provided in sections 134-5 and 134-9, all  
11 firearms shall be confined to the possessor's place of business,  
12 residence, or sojourn; provided that it shall be lawful to carry  
13 unloaded firearms in [~~an enclosed~~] a locked container from the  
14 place of purchase to the purchaser's place of business,  
15 residence, or sojourn, or between these places upon change of  
16 place of business, residence, or sojourn, or between these  
17 places and the following:

18 (1) A place of repair;

19 (2) A target range;

20 (3) A licensed dealer's place of business;

21 (4) An organized, scheduled firearms show or exhibit;



1 (5) A place of formal hunter or firearm use training or  
2 instruction; or

3 (6) A police station.

4 [~~"Enclosed container" means a rigidly constructed~~  
5 ~~receptacle, or a commercially manufactured gun case, or the~~  
6 ~~equivalent thereof that completely encloses the firearm.~~]

7 (b) A person who possesses a firearm in a vehicle pursuant  
8 to sections 134-5 and 134-9, shall keep the firearm in a locked  
9 container and place the container out of plain view when leaving  
10 the firearm in an unattended vehicle.

11 [~~(b)~~] (c) Any person violating [~~this section by carrying~~  
12 ~~or possessing a loaded or unloaded pistol or revolver]~~  
13 subsection (a) shall be guilty of a class B felony.

14 (d) Any person violating subsection (b) shall be:

15 (1) Guilty of a misdemeanor;

16 (2) Subject to revocation of their license to carry a  
17 concealed firearm under section 134-13; and

18 (3) Disqualified from renewing their license to carry a  
19 concealed firearm under section 134-9."

20 SECTION 10. Section 134-27, Hawaii Revised Statutes, is  
21 amended by amending subsection (a) to read as follows:



1           "(a) Except as provided in sections 134-5 and 134-9, all  
2 ammunition shall be confined to the possessor's place of  
3 business, residence, or sojourn; provided that it shall be  
4 lawful to carry ammunition in [~~an enclosed~~] a locked container  
5 from the place of purchase to the purchaser's place of business,  
6 residence, or sojourn, or between these places upon change of  
7 place of business, residence, or sojourn, or between these  
8 places and the following:

- 9           (1) A place of repair;
- 10          (2) A target range;
- 11          (3) A licensed dealer's place of business;
- 12          (4) An organized, scheduled firearms show or exhibit;
- 13          (5) A place of formal hunter or firearm use training or  
14             instruction; or
- 15          (6) A police station.

16          [~~"Enclosed container" means a rigidly constructed~~  
17 ~~receptacle, or a commercially manufactured gun case, or the~~  
18 ~~equivalent thereof that completely encloses the ammunition.]"~~

19           SECTION 11. If any provision of this Act, or the  
20 application thereof to any person or circumstance, is held  
21 invalid, the invalidity does not affect other provisions or



# H.B. NO. 430

1 applications of the Act that can be given effect without the  
2 invalid provision or application, and to this end the provisions  
3 of this Act are severable.

4 SECTION 12. In codifying the new sections added by section  
5 1 of this Act, the revisor of statutes shall substitute  
6 appropriate section numbers for the letters used in designating  
7 the new sections in this Act.

8 SECTION 13. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

10 SECTION 14. This Act shall take effect on July 1, 2050.

11

INTRODUCED BY:



JAN 20 2023



# H.B. NO. 430

**Report Title:**

Firearms; Sensitive Locations; Annual Report; Permits; Licenses to Carry

**Description:**

Prohibits concealed firearms in certain sensitive locations. Requires the department of the attorney general to publish an annual report on licenses to carry. Amends requirements for firearm permitting and licenses to carry firearms. Effective 7/1/2050.

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

