

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



GOV. MSG. NO. 1122

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

April 22, 2025

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Third State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Nadine Nakamura
Speaker, and Members of the
House of Representatives
Thirty-Third State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Aloha President Kouchi, Speaker Nakamura, and Members of the Legislature:

This is to inform you that on April 22, 2025, the following bill was signed into law:

H.B. NO. 125, H.D.1

RELATING TO FIREARMS.
ACT 022

Mahalo,

A handwritten signature in black ink that reads "Josh Green M.D." in a cursive style.

Josh Green, M.D.
Governor, State of Hawai'i

Approved by the Governor

on APR 22 2025

HOUSE OF REPRESENTATIVES
THIRTY-THIRD LEGISLATURE, 2025
STATE OF HAWAII

ACT 022
H.B. NO. 125
H.D. 1

A BILL FOR AN ACT

RELATING TO FIREARMS.

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

1 SECTION 1. The legislature finds that the presence of
2 unsecured or improperly stored firearms contributes to a
3 heightened risk of accidental injury, accidental death, suicide
4 by firearm, theft or loss of firearms, and increased lethality
5 in domestic violence situations. The legislature also finds
6 that regulations providing for the safe and secure storage of
7 firearms can reduce these risks. Additionally, the legislature
8 finds that there is a longstanding and well-established
9 historical tradition of regulating firearm storage to protect
10 public safety. In *United States v. Rahimi*, 144 S.Ct. 1889, 1897
11 (2024), the United States Supreme Court recognized that "[a]t
12 the founding, the bearing of arms was subject to regulations"
13 covering a range of subjects, including "rules about firearm
14 storage".

15 The purpose of this Act is to protect public safety by
16 providing for the safe and secure storage of firearms.



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

4 "\$134- Notice of responsibility to securely store
5 firearm. (a) A person engaged in the retail sale or transfer
6 of firearms shall, at the time of sale or transfer, provide to
7 the purchaser of a firearm a written copy of section 134-10.5.
8 (b) Any person who violates this section shall be deemed
9 to have engaged in an unfair or deceptive act or practice within
10 the meaning of section 480-2."

11 SECTION 3. Section 134-10.5, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "\$134-10.5 [Storage] Secure storage of [firearm;
14 responsibility with respect to minors.] firearms. (a) No
15 person shall store or [keep] leave any firearm on any premises
16 under the person's control [~~if the person knows or reasonably~~
17 ~~should know that a minor is likely to gain access to the firearm~~
18 ~~without the permission of the parent or guardian of the minor,~~]
19 unless the person:

20 (1) [Keeps] Secures the firearm in a [~~securely~~] locked box
21 or other container [~~or~~], such as a gun safe, or by



1 using a properly engaged tamper-resistant mechanical
2 lock or other tamper-resistant safety device that
3 renders the firearm inoperable by any person other
4 than the owner or lawfully authorized user;

5 (2) Stores the firearm in a location that a reasonable
6 person would believe to be secure; or

7 ~~[(2)]~~ (3) Carries the firearm on the person or within such
8 close proximity ~~[thereto]~~ to the person that the
9 person can readily retrieve and use ~~[it]~~ the firearm
10 as if it were carried on the person.

11 ~~[For purposes of this section, "minor" means any person under~~
12 ~~the age of eighteen years.]~~

13 (b) Any person who violates this section shall be guilty
14 of a violation and fined no more than \$500; provided that a
15 person who commits the offense of criminally negligent storage
16 of a firearm under section 707-714.5 shall be guilty of a
17 misdemeanor.

18 (c) Any person who violates this section shall be strictly
19 liable for damages incurred if the firearm obtained as a result
20 of the violation is used to injure a person or property within



1 two years of the violation; provided that this subsection shall
2 not apply if:

3 (1) The injury results from a lawful act of self-defense
4 or defense of another person; or

5 (2) The unsecured firearm was obtained by a person as a
6 result of a person entering or remaining on the
7 premises unlawfully.

8 (d) This section shall not apply to a person in an exempt
9 category identified in section 134-11(a).

10 (e) For purposes of this section, "premises" does not
11 include a vehicle."

12 SECTION 4. Section 707-714.5, Hawaii Revised Statutes, is
13 amended to read as follows:

14 **"§707-714.5 Criminally negligent storage of a firearm.**

15 (1) A person commits the offense of criminally negligent
16 storage of a firearm if ~~[the]~~:

17 (a) The person violates section 134-10.5 ~~[and a]~~;

18 (b) The person knows or reasonably should know that a
19 minor is likely to gain access to the firearm without
20 the permission of the parent or guardian of the minor;
21 and



1 (c) A minor obtains the firearm. [~~For purposes of this~~
2 ~~section, "minor" means any person under the age of~~
3 ~~eighteen years.]~~

4 (2) This section shall not apply if the minor obtains the
5 firearm as a result of an unlawful entry to any premises by any
6 person.

7 (3) Criminally negligent storage of a firearm [~~is~~] shall
8 be a misdemeanor.

9 (4) For purposes of this section, "minor" means any person
10 under the age of eighteen years."

11 SECTION 5. This Act does not affect rights and duties that
12 matured, penalties that were incurred, and proceedings that were
13 begun before its effective date.

14 SECTION 6. Every provision in this Act and every
15 application of each provision in this Act is severable from each
16 other. If any application of any provision in this Act to any
17 person or group of persons or circumstances is determined by any
18 court to be invalid, the remainder of this Act and the
19 application of the Act's provisions to all other persons and
20 circumstances shall not be affected.

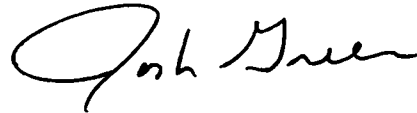


- 1 SECTION 7. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.
3 SECTION 8. This Act shall take effect upon its approval.



H.B. NO. 125
H.D. 1

APPROVED this 22nd day of April, 2025

A handwritten signature in black ink, appearing to read "Josh Green". The signature is fluid and cursive, with the first name "Josh" and last name "Green" clearly distinguishable.

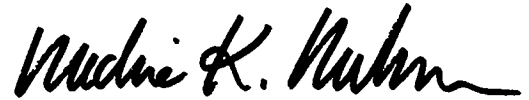
GOVERNOR OF THE STATE OF HAWAII

HB No. 125, HD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: March 4, 2025
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the House of Representatives of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Nadine K. Nakamura
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: **APR 08 2025**
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the Senate of the Thirty-Third Legislature of the State of Hawaii, Regular Session of 2025.



Ronald D. Kouchi
President of the Senate



Carol T. Taniguchi
Clerk of the Senate