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

SECTION 1. Section 134-3, Hawaii Revised Statutes, is amended by amending subsections (a) and (b) to read as follows:

"(a) Every person arriving in the State who brings or by any other manner causes to be brought into the State a firearm of any description, whether usable or unusable, serviceable or unserviceable, modern or antique, shall register the firearm within five days after arrival of the person or of the firearm, whichever arrives later, with the chief of police of the county of the person's place of business or, if there is no place of business, the person's residence or, if there is neither a place of business nor residence, the person's place of sojourn; provided that the duty to register the firearm shall be an ongoing one, and failure to register the firearm within five days of arrival shall not relieve the person of the duty to register the firearm thereafter.

A nonresident alien may bring firearms not otherwise prohibited by law into the State for a continuous period not to
exceed ninety days; provided that the person meets the
registration requirement of this section and the person
possesses:

(1) A valid Hawaii hunting license procured under chapter
183D, part II, or a commercial or private shooting
preserve permit issued pursuant to section 183D-34;

(2) A written document indicating the person has been
invited to the State to shoot on private land; or

(3) Written notification from a firing range or target
shooting business indicating that the person will
actually engage in target shooting.

The nonresident alien shall be limited to a nontransferable
registration of not more than ten firearms for the purpose of
the above activities.

Every person registering a firearm under this subsection
shall be fingerprinted and photographed by the police department
of the county of registration; provided that this requirement
shall be waived where fingerprints and photographs are already
on file with the police department. The police department shall
perform an inquiry on the person by using the International
Justice and Public Safety Network, including the United States
Immigration and Customs Enforcement query, the National Crime
Information Center, and the National Instant Criminal Background
Check System, pursuant to section 846-2.7 before any
determination to register a firearm is made.

(b) Every person who acquires a firearm pursuant to
section 134-2 shall register the firearm in the manner
prescribed by this section within five days of acquisition[—];
provided that the duty to register the firearm shall be an
ongoing one, and failure to register the firearm within five
days of acquisition shall not relieve the person of the duty to
register the firearm thereafter.

The registration shall be on forms prescribed by the
attorney general, which shall be uniform throughout the State,
and shall include the following information: name of the
manufacturer and importer; model; type of action; caliber or
gauge; serial number; and source from which receipt was
obtained, including the name and address of the prior
registrant. If the firearm has no serial number, the permit
number shall be entered in the space provided for the serial
number, and the permit number shall be engraved upon the
receiver portion of the firearm prior to registration. All
registration data that would identify the individual registering the firearm by name or address shall be confidential and shall not be disclosed to anyone, except as may be required:

(1) For processing the registration;
(2) For database management by the Hawaii criminal justice data center;
(3) By a law enforcement agency for the lawful performance of its duties; or
(4) By order of a court."

SECTION 2. Section 134-17, Hawaii Revised Statutes, is amended to read as follows:

"§134-17 Penalties. (a) If any person gives false information or offers false evidence of the person's identity in complying with any of the requirements of this part, that person shall be guilty of a misdemeanor, provided, however that if any person intentionally gives false information or offers false evidence concerning their psychiatric or criminal history in complying with any of the requirements of this part, that person shall be guilty of a class C felony.

(b) Any person who violates section 134-3(a) shall be guilty of a petty misdemeanor[[-]]; provided that this subsection
shall not apply when the violation is discovered solely due to
the person registering the firearm after the time period
specified in section 134-3(a).

(c) Any person who violates section 134-2, 134-4, 134-10,
134-15, or 134-16(a) shall be guilty of a misdemeanor.

(d) Any person who violates section 134-3(b) shall be
guilty of a petty misdemeanor and the firearm shall be
confiscated as contraband and disposed of, if the firearm is not
registered within five days of the person receiving notice of
the violation[;] provided that this subsection shall not apply
when the violation is discovered solely due to the person
registering the firearm after the time period specified in
section 134-3(b)."

SECTION 3. This Act does not affect rights and duties that
matured, penalties that were incurred, and proceedings that were
begun before its effective date.

SECTION 4. Statutory material to be repealed is bracketed
and stricken. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.
Report Title:
Firearms; Registration

Description:
Clarifies that failure to register a firearm within the required time period does not relieve the owner of the duty to register the firearm. Allows the owner of an unregistered firearm to register the firearm thereafter without penalty.

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