

JAN 22 2008

A BILL FOR AN ACT

RELATING TO FIREARMS.

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

1 SECTION 1. Section 134-1, Hawaii Revised Statutes, is
2 amended by amending the definition of "firearm" to read as
3 follows:

4 "Firearm" means any weapon, for which the operating force
5 is an explosive, including but not limited to pistols,
6 revolvers, rifles, shotguns, automatic firearms, noxious gas
7 projectors, mortars, bombs, and cannon[.], except that the term
8 shall also include electric guns."

9 SECTION 2. Section 134-17, Hawaii Revised Statutes, is
10 amended by amending subsection (c) to read as follows:

11 "(c) Any person who violates section 134-2, 134-4, 134-10,
12 or 134-15 [~~, or 134-16(a)~~] shall be guilty of a misdemeanor. Any
13 person who violates section 134-3(b) shall be guilty of a petty
14 misdemeanor and the firearm shall be confiscated as contraband
15 and disposed of, if the firearm is not registered within five
16 days of the person receiving notice of the violation."



1 SECTION 3. Section 134-16, Hawaii Revised Statutes, is
2 repealed.

3 ~~["§134-16 Restriction on possession, sale, gift, or~~
4 ~~delivery of electric guns. (a) It shall be unlawful for any~~
5 ~~person, including a licensed manufacturer, licensed importer, or~~
6 ~~licensed dealer, to possess, offer for sale, hold for sale,~~
7 ~~sell, give, lend, or deliver any electric gun.~~

8 ~~(b) Any electric gun in violation of subsection (a) shall~~
9 ~~be confiscated and disposed of by the chief of police.~~

10 ~~(c) This section shall not apply to law enforcement~~
11 ~~officers of county police and sheriff departments of this State,~~
12 ~~or vendors providing electric guns to those entities, provided~~
13 ~~that electric guns shall at all times remain in the custody and~~
14 ~~control of the county police or sheriff departments.~~

15 ~~(d) The county police and sheriff departments of this~~
16 ~~State shall maintain records regarding every electric gun in~~
17 ~~their custody and control. Such records shall report every~~
18 ~~instance of usage of the electric guns; in particular, records~~
19 ~~shall be maintained in a similar manner as for those of~~
20 ~~discharging of firearms. The county police and sheriff~~
21 ~~departments shall annually report to the legislature regarding~~



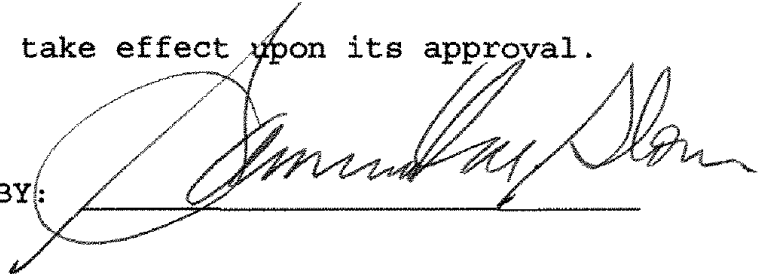
1 ~~these records twenty days before the beginning of each~~
2 ~~session.~~"]

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

5 SECTION 5. This Act shall take effect upon its approval.

6

INTRODUCED BY:



Report Title:

Firearms; Electric Guns

Description:

Amends definition of firearm to include electric guns. Repeals restriction on electric guns.

