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

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

9           SECTION 2. Section 134-16, Hawaii Revised Statutes, is  
10 repealed.

11           [~~"§134-16 Restriction on possession, sale, gift, or~~  
12 ~~delivery of electric guns.~~ (a) ~~It shall be unlawful for any~~  
13 ~~person, including a licensed manufacturer, licensed importer, or~~  
14 ~~licensed dealer, to possess, offer for sale, hold for sale,~~  
15 ~~sell, give, lend, or deliver any electric gun.~~

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



1       ~~(c) This section shall not apply to law enforcement~~  
 2       ~~officers of county police and sheriff departments of this State,~~  
 3       ~~or vendors providing electric guns to those entities; provided~~  
 4       ~~that electric guns shall at all times remain in the custody and~~  
 5       ~~control of the county police or sheriff departments.~~

6       ~~(d) The county police and sheriff departments of this~~  
 7       ~~State shall maintain records regarding every electric gun in~~  
 8       ~~their custody and control. Such records shall report every~~  
 9       ~~instance of usage of the electric guns; in particular, records~~  
 10       ~~shall be maintained in a similar manner as for those of~~  
 11       ~~discharging of firearms. The county police and sheriff~~  
 12       ~~departments shall annually report to the legislature regarding~~  
 13       ~~these records twenty days before the beginning of each~~  
 14       ~~session." ]~~

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 Statutory material to be repealed is bracketed  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

17       SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: *James W. Chey BR*

JAN 28 2009



**Report Title:**

Firearms; Electric Guns

**Description:**

Repeals prohibition on sale and possession of electric guns.

