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# A BILL FOR AN ACT

RELATING TO ELECTRIC GUNS.

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

1           SECTION 1. Section 134-16, Hawaii Revised Statutes, is  
2 amended to read as follows:

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~~  
12 State], law enforcement officers of the department of public  
13 safety, and conservation and resources enforcement officers of  
14 the department of land and natural resources, or vendors  
15 providing electric guns to those entities; provided that  
16 electric guns shall at all times remain in the custody and  
17 control of the law enforcement officers of the county police [~~or~~

1 ~~sheriff~~] departments [-], the law enforcement officers of the  
2 department of public safety, or the conservation and resources  
3 enforcement officers of the department of land and natural  
4 resources.

5 (d) The county police [~~and sheriff~~] departments of this  
6 [~~State~~] state, the department of public safety, and the  
7 department of land and natural resources shall maintain records  
8 regarding every electric gun in their custody and control.

9 [~~Such~~] The records shall report every instance of usage of the  
10 electric guns; in particular, records shall be maintained in a  
11 similar manner as for those of discharging of firearms. The  
12 county police [~~and sheriff~~] departments, the department of  
13 public safety, and the department of land and natural resources  
14 shall annually report to the legislature regarding these records  
15 no later than twenty days before the beginning of each regular  
16 session[-] of the legislature.

17 (e) The department of land and natural resources and the  
18 department of public safety shall ensure that each of their  
19 conservation and resources enforcement officers and law  
20 enforcement officers who is authorized to use an electric gun  
21 and related equipment shall first receive training from the  
22 manufacturer or from a manufacturer-approved training program,

1 as well as by manufacturer-certified or approved instructors in  
2 the use of electric guns prior to deployment of the electric  
3 guns and related equipment in public. Training for conservation  
4 and resources enforcement officers of the department of land and  
5 natural resources and law enforcement officers of the department  
6 of public safety may be done concurrently to ensure cost  
7 savings.

8 (f) The conservation and resources enforcement program of  
9 the department of land and natural resources shall meet the law  
10 enforcement accreditation or recognition standards of the  
11 Commission on Accreditation for Law Enforcement Agencies, Inc.,  
12 in the use of electric guns prior to obtaining electric guns,  
13 related equipment, and training for the use of the electric  
14 guns."

15 SECTION 2. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect on July 1, 2010.

18



**Report Title:**  
Electric Guns

**Description:**

Authorizes law enforcement officers of the Department of Public Safety and conservation and resources enforcement officers of the Department of Land and Natural Resources to use electric guns and related equipment while performing their duties. Effective July 1, 2010. (CD1)

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

