



GOV. MSG. NO. 589

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

May 21, 2010

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on May 21, 2010, the following bill was signed into law:

SB950 SD2 HD3 CD1

A BILL FOR AN ACT
RELATING TO ELECTRIC GUNS.
ACT 131 (10)

Sincerely,



LINDA LINGLE

Approved by the Governor

on MAY 21 2010

THE SENATE
TWENTY-FIFTH LEGISLATURE, 2009
STATE OF HAWAII

ACT 131

S.B. NO. 950
S.D. 2
H.D. 3
C.D. 1

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

APPROVED this 21 day of MAY, 2010


GOVERNOR OF THE STATE OF HAWAII