
A BILL FOR AN ACT

RELATING TO LAW ENFORCEMENT.

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

1 SECTION 1. Section 134-16, Hawaii Revised Statutes, is
2 amended by amending subsections (c) and (d) to read as follows:

3 "(c) This section shall not apply to law enforcement
4 officers of county police and sheriff departments of this
5 ~~[State,]~~ state, and conservation and resources enforcement
6 officers duly authorized under chapter 199, or vendors providing
7 electric guns to those entities; provided that electric guns
8 shall at all times remain in the custody and control of the
9 county police or sheriff departments~~[-]~~, or the conservation and
10 resources enforcement program of the department of land and
11 natural resources.

12 (d) The county police and sheriff departments of this
13 ~~[State]~~ state, and the conservation and resources enforcement
14 program of the department of land and natural resources shall
15 maintain records regarding every electric gun in their custody
16 and control. ~~[Such]~~ The records shall report every instance of
17 usage of the electric guns; in particular, records shall be
18 maintained in a similar manner as for those of discharging of



1 firearms. The county police and sheriff departments, and the
2 conservation and resources enforcement program shall annually
3 report to the legislature regarding these records twenty days
4 before the beginning of each session."

5 SECTION 2. The conservation and resources enforcement
6 program of the department of land and natural resources shall
7 pursue law enforcement accreditation or recognition from a
8 nationally recognized law enforcement accreditation or
9 credentialing program in the use of electronic guns prior to
10 purchasing electric guns and related equipment and obtaining
11 training for the use of the electric guns.

12 SECTION 3. There is appropriated out of the general
13 revenues of the State of Hawaii the sum of \$200,000 or so much
14 thereof as may be necessary for fiscal year 2009-2010 for:

15 (1) The pursuit of law enforcement accreditation or
16 recognition from a nationally recognized law
17 enforcement accreditation or credentialing program in
18 the use of electronic guns; and

19 (2) The purchase of electric guns, related equipment, and
20 training in their use for conservation and resources
21 enforcement officers.



1 The sum appropriated shall be expended by the department of
2 land and natural resources for the purposes of this Act.


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 on July 1, 2009;
6 provided that:

7 (1) Section 1 shall not take effect until the conservation
8 and resources enforcement program of the department of
9 land and natural resources receives accreditation or
10 recognition from a nationally recognized law
11 enforcement accreditation or credentialing program;
12 and

13 (2) This Act shall be repealed on June 30, 2011, and
14 section 134-16, Hawaii Revised Statutes, shall be
15 reenacted in the form in which it read on the day
16 prior to the effective date of this Act, in the event
17 the conservation and resources enforcement program of
18 the department of land and natural resources has not
19 obtained the required accreditation or recognition by
20 that date.

21

~~Handwritten signature~~
Handwritten signature
HB HMS 2009-1547


INTRODUCED BY: Mele Carroll
Handwritten signatures: Kuen Chan, Robert R. Carmichael, Andrew J. Mayson, [unclear], [unclear]

JAN 27 2009

Report Title:

DOCARE Officers; Electric Guns

Description:

Authorizes DLNR Conservation and Resources Enforcement Officers to use tasers while performing their duties upon the receipt of accreditation or recognition from a nationally recognized law enforcement accreditation or credentialing program.

