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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 departments, law enforcement officers  
12 of the department of public safety, [~~and~~] conservation and  
13 resources enforcement officers of the department of land and  
14 natural resources, and county liquor authority investigators in  
15 counties having a population of five hundred thousand or less,  
16 or vendors providing electric guns to those entities; provided  
17 that electric guns shall at all times remain in the custody and  
18 control of the law enforcement officers of the county police



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

5 (d) The county police departments [~~of this State~~], the  
6 department of public safety, [~~and~~] the department of land and  
7 natural resources, and the county liquor authorities shall  
8 maintain written and video records [~~regarding~~] for every  
9 electric gun in their custody and control. The records shall  
10 [~~report every instance of usage of the electric guns, in~~  
11 ~~particular, records~~] consist of a written report and video  
12 record of every instance in which an electric gun is used and  
13 shall be maintained in a similar manner as for those [~~of~~] for  
14 the discharging of firearms. The county police departments, the  
15 department of public safety, [~~and~~] the department of land and  
16 natural resources, and the county liquor authorities shall  
17 annually report to the legislature regarding these records no  
18 later than twenty days before the beginning of each regular  
19 session of the legislature.

20 (e) The department of land and natural resources [~~and~~],  
21 the department of public safety, and the county liquor  
22 authorities shall ensure that each of their respective



1 conservation and resources enforcement officers [~~and~~], law  
2 enforcement officers, and investigators [~~who is~~] authorized to  
3 use an electric gun and related equipment shall first receive  
4 training from the manufacturer or from a manufacturer-approved  
5 training program, as well as by manufacturer-certified or  
6 approved instructors in the use of electric guns prior to  
7 deployment of the electric guns and related equipment in public.  
8 Training for conservation and resources enforcement officers of  
9 the department of land and natural resources [~~and~~], law  
10 enforcement officers of the department of public safety, and  
11 county liquor authority investigators may be done concurrently  
12 to ensure cost savings.

13 (f) The conservation and resources enforcement program of  
14 the department of land and natural resources shall meet the law  
15 enforcement accreditation or recognition standards of the  
16 Commission on Accreditation for Law Enforcement Agencies, Inc.,  
17 in the use of electric guns prior to obtaining electric guns,  
18 related equipment, and training for the use of the electric  
19 guns.

20 (g) The county liquor authority shall authorize the  
21 purchase or acquisition of electric guns that are equipped with



1 video recording capabilities that are designed to automatically  
2 record and document each use of the electric gun.

3 (h) County liquor authority investigators shall be  
4 authorized to carry and use only those electric guns issued to  
5 them by their respective county liquor control authority while  
6 on authorized duty.

7 (i) For the purposes of this section:

8 "County liquor authority" means the county liquor  
9 commissions or liquor control adjudication boards established  
10 pursuant to part II of chapter 281.

11 "County liquor authority investigator" or "investigator"  
12 means any investigator employed by a county liquor authority  
13 under section 281-17(a)(5)."

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

16 SECTION 3. This Act shall take effect on January 7, 2059.



**Report Title:**

Electric guns; Restrictions; County liquor authority investigators

**Description:**

Permits county liquor authority investigators to possess electric guns. Establishes safety measures that must be observed by county liquor authorities and internal reporting measures. Requires an annual report to the legislature. Effective January 7, 2059. (HB551 HD2)

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

