

By: Coleman

H.B. No. 1304

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a temporary moratorium on the use of stun guns by law
3 enforcement agencies and peace officers.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 2, Code of Criminal Procedure, is
6 amended by adding Article 2.30 to read as follows:

7 Art. 2.30. TEMPORARY MORATORIUM ON STUN GUN USE. (a) In this
8 article:

9 (1) "Law enforcement agency" has the meaning assigned
10 by Article 59.01.

11 (2) "Stun gun" means a device designed to propel darts
12 or other projectiles attached to wires that, on contact, will
13 deliver an electrical pulse capable of incapacitating a person.

14 (b) A peace officer may not use a stun gun against an
15 individual.

16 (c) A law enforcement agency may not purchase a stun gun.

17 (d) This article expires January 1, 2009.

18 SECTION 2. This Act takes effect January 1, 2008.