

By: Coleman

H.B. No. 3023

A BILL TO BE ENTITLED

AN ACT

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

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

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.31 to read as follows:

Art. 2.31. TEMPORARY MORATORIUM ON STUN GUN USE. (a) In this article:

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

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

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

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

(d) This article expires January 1, 2011.

SECTION 2. This Act takes effect January 1, 2010.