1   State of Arkansas   *As Engrossed: S3/16/05 H3/28/05*

2   85th General Assembly   A Bill

3   Regular Session, 2005   SENATE BILL 1078

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5   By: Senator Whitaker

6   *By: Representative Rankin*

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9   **For An Act To Be Entitled**

10   AN ACT TO RESTRICT THE SALES AND USE OF TASER

11   STUN GUNS; AND FOR OTHER PURPOSES.

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13   **Subtitle**

14   AN ACT TO RESTRICT THE SALES AND USE OF

15   TASER STUN GUNS.

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18   BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20   SECTION 1. Arkansas Code Title 5, Chapter 73, Subchapter 1 is amended

21   to add an additional section to read as follows:

22   5-73-133. Possession of a taser stun gun.

23   (a) As used in this section, "taser stun gun" means any device that is

24   powered by electrical charging units such as batteries and emits an

25   electrical charge in excess of twenty thousand (20,000) volts or is otherwise

26   capable of incapacitating a person by an electrical charge.

27   (b)(1) No person who is eighteen (18) years of age or under may

28   purchase or possess a taser stun gun.

29   (2) No person shall sell, barter, lease, give, rent, or

30   otherwise furnish taser stun gun to a person who is eighteen (18) years of

31   age or under.

32   (c) Any law enforcement officer using a taser stun gun shall be

33   properly trained in the use of the taser stun gun and informed of any danger

34   or risk of serious harm and injury that may be caused by the use of the taser

35   stun gun on a person.

36   (d)(1) A person who violates subsection (b)(1) of this section shall

1 be deemed guilty of an unclassified misdemeanor punishable by a fine of not

2 less than five hundred dollars ($500) nor more than one thousand dollars

3 ($1,000).

4   (2) A person who violates subsection (b)(2) of this section

5 shall be deemed guilty of a Class B felony.

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7   /s/ Whitaker

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