

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1934

Chapter 458, Laws of 2005

59th Legislature
2005 Regular Session

PROJECTILE STUN GUNS--ASSAULT OF A PEACE OFFICER--COMMITTEE

EFFECTIVE DATE: 7/24/05

Passed by the House April 19, 2005
Yeas 97 Nays 1

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 13, 2005
Yeas 44 Nays 0

BRAD OWEN

President of the Senate

Approved May 13, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1934** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 13, 2005 - 3:17 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1934

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Lovick, Ahern, Dickerson, Santos, O'Brien, Williams, Simpson, Ericks and Chase)

READ FIRST TIME 02/28/05.

1 AN ACT Relating to assault of a peace officer with a projectile
2 stun gun; amending RCW 9A.36.031 and 9A.04.110; reenacting and amending
3 RCW 9.94A.515; creating a new section; and prescribing penalties.

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

5 **Sec. 1.** RCW 9A.36.031 and 1999 c 328 s 1 are each amended to read
6 as follows:

7 (1) A person is guilty of assault in the third degree if he or she,
8 under circumstances not amounting to assault in the first or second
9 degree:

10 (a) With intent to prevent or resist the execution of any lawful
11 process or mandate of any court officer or the lawful apprehension or
12 detention of himself or another person, assaults another; or

13 (b) Assaults a person employed as a transit operator or driver, the
14 immediate supervisor of a transit operator or driver, a mechanic, or a
15 security officer, by a public or private transit company or a
16 contracted transit service provider, while that person is performing
17 his or her official duties at the time of the assault; or

18 (c) Assaults a school bus driver, the immediate supervisor of a
19 driver, a mechanic, or a security officer, employed by a school

1 district transportation service or a private company under contract for
2 transportation services with a school district, while the person is
3 performing his or her official duties at the time of the assault; or

4 (d) With criminal negligence, causes bodily harm to another person
5 by means of a weapon or other instrument or thing likely to produce
6 bodily harm; or

7 (e) Assaults a fire fighter or other employee of a fire department,
8 county fire marshal's office, county fire prevention bureau, or fire
9 protection district who was performing his or her official duties at
10 the time of the assault; or

11 (f) With criminal negligence, causes bodily harm accompanied by
12 substantial pain that extends for a period sufficient to cause
13 considerable suffering; or

14 (g) Assaults a law enforcement officer or other employee of a law
15 enforcement agency who was performing his or her official duties at the
16 time of the assault; or

17 (h) Assaults a peace officer with a projectile stun gun; or

18 (i) Assaults a nurse, physician, or health care provider who was
19 performing his or her nursing or health care duties at the time of the
20 assault. For purposes of this subsection: "Nurse" means a person
21 licensed under chapter 18.79 RCW; "physician" means a person licensed
22 under chapter 18.57 or 18.71 RCW; and "health care provider" means a
23 person certified under chapter 18.71 or 18.73 RCW who performs
24 emergency medical services or a person regulated under Title 18 RCW and
25 employed by, or contracting with, a hospital licensed under chapter
26 70.41 RCW.

27 (2) Assault in the third degree is a class C felony.

28 **Sec. 2.** RCW 9.94A.515 and 2004 c 176 s 2 and 2004 c 94 s 3 are
29 each reenacted and amended to read as follows:

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TABLE 2	
CRIMES INCLUDED WITHIN	
EACH SERIOUSNESS LEVEL	
XVI	Aggravated Murder 1 (RCW 10.95.020)
XV	Homicide by abuse (RCW 9A.32.055)

1 Malicious explosion 1 (RCW
2 70.74.280(1))
3 Murder 1 (RCW 9A.32.030)
4 XIV Murder 2 (RCW 9A.32.050)
5 Trafficking 1 (RCW 9A.40.100(1))
6 XIII Malicious explosion 2 (RCW
7 70.74.280(2))
8 Malicious placement of an explosive 1
9 (RCW 70.74.270(1))
10 XII Assault 1 (RCW 9A.36.011)
11 Assault of a Child 1 (RCW 9A.36.120)
12 Malicious placement of an imitation
13 device 1 (RCW 70.74.272(1)(a))
14 Rape 1 (RCW 9A.44.040)
15 Rape of a Child 1 (RCW 9A.44.073)
16 Trafficking 2 (RCW 9A.40.100(2))
17 XI Manslaughter 1 (RCW 9A.32.060)
18 Rape 2 (RCW 9A.44.050)
19 Rape of a Child 2 (RCW 9A.44.076)
20 X Child Molestation 1 (RCW 9A.44.083)
21 Indecent Liberties (with forcible
22 compulsion) (RCW
23 9A.44.100(1)(a))
24 Kidnapping 1 (RCW 9A.40.020)
25 Leading Organized Crime (RCW
26 9A.82.060(1)(a))
27 Malicious explosion 3 (RCW
28 70.74.280(3))
29 Sexually Violent Predator Escape
30 (RCW 9A.76.115)
31 IX Assault of a Child 2 (RCW 9A.36.130)
32 Explosive devices prohibited (RCW
33 70.74.180)
34 Hit and Run--Death (RCW
35 46.52.020(4)(a))

1 Homicide by Watercraft, by being
2 under the influence of intoxicating
3 liquor or any drug (RCW
4 79A.60.050)
5 Inciting Criminal Profiteering (RCW
6 9A.82.060(1)(b))
7 Malicious placement of an explosive 2
8 (RCW 70.74.270(2))
9 Robbery 1 (RCW 9A.56.200)
10 Sexual Exploitation (RCW 9.68A.040)
11 Vehicular Homicide, by being under
12 the influence of intoxicating liquor
13 or any drug (RCW 46.61.520)
14 VIII Arson 1 (RCW 9A.48.020)
15 Homicide by Watercraft, by the
16 operation of any vessel in a
17 reckless manner (RCW
18 79A.60.050)
19 Manslaughter 2 (RCW 9A.32.070)
20 Promoting Prostitution 1 (RCW
21 9A.88.070)
22 Theft of Ammonia (RCW 69.55.010)
23 Vehicular Homicide, by the operation
24 of any vehicle in a reckless
25 manner (RCW 46.61.520)
26 VII Burglary 1 (RCW 9A.52.020)
27 Child Molestation 2 (RCW 9A.44.086)
28 Civil Disorder Training (RCW
29 9A.48.120)
30 Dealing in depictions of minor
31 engaged in sexually explicit
32 conduct (RCW 9.68A.050)
33 Drive-by Shooting (RCW 9A.36.045)
34 Homicide by Watercraft, by disregard
35 for the safety of others (RCW
36 79A.60.050)

1 Indecent Liberties (without forcible
2 compulsion) (RCW 9A.44.100(1)
3 (b) and (c))
4 Introducing Contraband 1 (RCW
5 9A.76.140)
6 Malicious placement of an explosive 3
7 (RCW 70.74.270(3))
8 Sending, bringing into state depictions
9 of minor engaged in sexually
10 explicit conduct (RCW
11 9.68A.060)
12 Unlawful Possession of a Firearm in
13 the first degree (RCW
14 9.41.040(1))
15 Use of a Machine Gun in Commission
16 of a Felony (RCW 9.41.225)
17 Vehicular Homicide, by disregard for
18 the safety of others (RCW
19 46.61.520)
20 VI Bail Jumping with Murder 1 (RCW
21 9A.76.170(3)(a))
22 Bribery (RCW 9A.68.010)
23 Incest 1 (RCW 9A.64.020(1))
24 Intimidating a Judge (RCW
25 9A.72.160)
26 Intimidating a Juror/Witness (RCW
27 9A.72.110, 9A.72.130)
28 Malicious placement of an imitation
29 device 2 (RCW 70.74.272(1)(b))
30 Rape of a Child 3 (RCW 9A.44.079)
31 Theft of a Firearm (RCW 9A.56.300)
32 Unlawful Storage of Ammonia (RCW
33 69.55.020)
34 V Abandonment of dependent person 1
35 (RCW 9A.42.060)

1 Advancing money or property for
2 extortionate extension of credit
3 (RCW 9A.82.030)
4 Bail Jumping with class A Felony
5 (RCW 9A.76.170(3)(b))
6 Child Molestation 3 (RCW 9A.44.089)
7 Criminal Mistreatment 1 (RCW
8 9A.42.020)
9 Custodial Sexual Misconduct 1 (RCW
10 9A.44.160)
11 Domestic Violence Court Order
12 Violation (RCW 10.99.040,
13 10.99.050, 26.09.300, 26.10.220,
14 26.26.138, 26.50.110, 26.52.070,
15 or 74.34.145)
16 Extortion 1 (RCW 9A.56.120)
17 Extortionate Extension of Credit
18 (RCW 9A.82.020)
19 Extortionate Means to Collect
20 Extensions of Credit (RCW
21 9A.82.040)
22 Incest 2 (RCW 9A.64.020(2))
23 Kidnapping 2 (RCW 9A.40.030)
24 Perjury 1 (RCW 9A.72.020)
25 Persistent prison misbehavior (RCW
26 9.94.070)
27 Possession of a Stolen Firearm (RCW
28 9A.56.310)
29 Rape 3 (RCW 9A.44.060)
30 Rendering Criminal Assistance 1
31 (RCW 9A.76.070)
32 Sexual Misconduct with a Minor 1
33 (RCW 9A.44.093)
34 Sexually Violating Human Remains
35 (RCW 9A.44.105)
36 Stalking (RCW 9A.46.110)

1 Taking Motor Vehicle Without
2 Permission 1 (RCW 9A.56.070)
3 IV Arson 2 (RCW 9A.48.030)
4 Assault 2 (RCW 9A.36.021)
5 Assault 3 (of a Peace Officer with a
6 Projectile Stun Gun) (RCW
7 9A.36.031(1)(h))
8 Assault by Watercraft (RCW
9 79A.60.060)
10 Bribing a Witness/Bribe Received by
11 Witness (RCW 9A.72.090,
12 9A.72.100)
13 Cheating 1 (RCW 9.46.1961)
14 Commercial Bribery (RCW
15 9A.68.060)
16 Counterfeiting (RCW 9.16.035(4))
17 Endangerment with a Controlled
18 Substance (RCW 9A.42.100)
19 Escape 1 (RCW 9A.76.110)
20 Hit and Run--Injury (RCW
21 46.52.020(4)(b))
22 Hit and Run with Vessel--Injury
23 Accident (RCW 79A.60.200(3))
24 Identity Theft 1 (RCW 9.35.020(2))
25 Indecent Exposure to Person Under
26 Age Fourteen (subsequent sex
27 offense) (RCW 9A.88.010)
28 Influencing Outcome of Sporting
29 Event (RCW 9A.82.070)
30 Malicious Harassment (RCW
31 9A.36.080)
32 Residential Burglary (RCW
33 9A.52.025)
34 Robbery 2 (RCW 9A.56.210)
35 Theft of Livestock 1 (RCW 9A.56.080)
36 Threats to Bomb (RCW 9.61.160)

1 Trafficking in Stolen Property 1 (RCW
2 9A.82.050)
3 Unlawful factoring of a credit card or
4 payment card transaction (RCW
5 9A.56.290(4)(b))
6 Unlawful transaction of health
7 coverage as a health care service
8 contractor (RCW 48.44.016(3))
9 Unlawful transaction of health
10 coverage as a health maintenance
11 organization (RCW 48.46.033(3))
12 Unlawful transaction of insurance
13 business (RCW 48.15.023(3))
14 Unlicensed practice as an insurance
15 professional (RCW 48.17.063(3))
16 Use of Proceeds of Criminal
17 Profiteering (RCW 9A.82.080 (1)
18 and (2))
19 Vehicular Assault, by being under the
20 influence of intoxicating liquor or
21 any drug, or by the operation or
22 driving of a vehicle in a reckless
23 manner (RCW 46.61.522)
24 Willful Failure to Return from
25 Furlough (RCW 72.66.060)
26 III Abandonment of dependent person 2
27 (RCW 9A.42.070)
28 Assault 3 (Except Assault 3 of a Peace
29 Officer With a Projectile Stun
30 Gun) (RCW 9A.36.031 except
31 subsection (1)(h))
32 Assault of a Child 3 (RCW 9A.36.140)
33 Bail Jumping with class B or C Felony
34 (RCW 9A.76.170(3)(c))
35 Burglary 2 (RCW 9A.52.030)

1 Communication with a Minor for
2 Immoral Purposes (RCW
3 9.68A.090)
4 Criminal Gang Intimidation (RCW
5 9A.46.120)
6 Criminal Mistreatment 2 (RCW
7 9A.42.030)
8 Custodial Assault (RCW 9A.36.100)
9 Cyberstalking (subsequent conviction
10 or threat of death) (RCW
11 9.61.260(3))
12 Escape 2 (RCW 9A.76.120)
13 Extortion 2 (RCW 9A.56.130)
14 Harassment (RCW 9A.46.020)
15 Intimidating a Public Servant (RCW
16 9A.76.180)
17 Introducing Contraband 2 (RCW
18 9A.76.150)
19 Malicious Injury to Railroad Property
20 (RCW 81.60.070)
21 Patronizing a Juvenile Prostitute
22 (RCW 9.68A.100)
23 Perjury 2 (RCW 9A.72.030)
24 Possession of Incendiary Device (RCW
25 9.40.120)
26 Possession of Machine Gun or Short-
27 Barreled Shotgun or Rifle (RCW
28 9.41.190)
29 Promoting Prostitution 2 (RCW
30 9A.88.080)
31 Securities Act violation (RCW
32 21.20.400)
33 Tampering with a Witness (RCW
34 9A.72.120)
35 Telephone Harassment (subsequent
36 conviction or threat of death)
37 (RCW 9.61.230(2))

1 Theft of Livestock 2 (RCW 9A.56.083)
2 Trafficking in Stolen Property 2 (RCW
3 9A.82.055)
4 Unlawful Imprisonment (RCW
5 9A.40.040)
6 Unlawful possession of firearm in the
7 second degree (RCW 9.41.040(2))
8 Vehicular Assault, by the operation or
9 driving of a vehicle with disregard
10 for the safety of others (RCW
11 46.61.522)
12 Willful Failure to Return from Work
13 Release (RCW 72.65.070)
14 II Computer Trespass 1 (RCW
15 9A.52.110)
16 Counterfeiting (RCW 9.16.035(3))
17 Escape from Community Custody
18 (RCW 72.09.310)
19 Health Care False Claims (RCW
20 48.80.030)
21 Identity Theft 2 (RCW 9.35.020(3))
22 Improperly Obtaining Financial
23 Information (RCW 9.35.010)
24 Malicious Mischief 1 (RCW
25 9A.48.070)
26 Possession of Stolen Property 1 (RCW
27 9A.56.150)
28 Theft 1 (RCW 9A.56.030)
29 Theft of Rental, Leased, or Lease-
30 purchased Property (valued at one
31 thousand five hundred dollars or
32 more) (RCW 9A.56.096(5)(a))
33 Trafficking in Insurance Claims (RCW
34 48.30A.015)
35 Unlawful factoring of a credit card or
36 payment card transaction (RCW
37 9A.56.290(4)(a))

1 Unlawful Practice of Law (RCW
2 2.48.180)
3 Unlicensed Practice of a Profession or
4 Business (RCW 18.130.190(7))
5 I Attempting to Elude a Pursuing Police
6 Vehicle (RCW 46.61.024)
7 False Verification for Welfare (RCW
8 74.08.055)
9 Forgery (RCW 9A.60.020)
10 Fraudulent Creation or Revocation of a
11 Mental Health Advance Directive
12 (RCW 9A.60.060)
13 Malicious Mischief 2 (RCW
14 9A.48.080)
15 Mineral Trespass (RCW 78.44.330)
16 Possession of Stolen Property 2 (RCW
17 9A.56.160)
18 Reckless Burning 1 (RCW 9A.48.040)
19 Taking Motor Vehicle Without
20 Permission 2 (RCW 9A.56.075)
21 Theft 2 (RCW 9A.56.040)
22 Theft of Rental, Leased, or Lease-
23 purchased Property (valued at two
24 hundred fifty dollars or more but
25 less than one thousand five
26 hundred dollars) (RCW
27 9A.56.096(5)(b))
28 Transaction of insurance business
29 beyond the scope of licensure
30 (RCW 48.17.063(4))
31 Unlawful Issuance of Checks or Drafts
32 (RCW 9A.56.060)
33 Unlawful Possession of Fictitious
34 Identification (RCW 9A.56.320)
35 Unlawful Possession of Instruments of
36 Financial Fraud (RCW
37 9A.56.320)

1 Unlawful Possession of Payment
2 Instruments (RCW 9A.56.320)
3 Unlawful Possession of a Personal
4 Identification Device (RCW
5 9A.56.320)
6 Unlawful Production of Payment
7 Instruments (RCW 9A.56.320)
8 Unlawful Trafficking in Food Stamps
9 (RCW 9.91.142)
10 Unlawful Use of Food Stamps (RCW
11 9.91.144)
12 Vehicle Prowl 1 (RCW 9A.52.095)

13 **Sec. 3.** RCW 9A.04.110 and 1988 c 158 s 1 are each amended to read
14 as follows:

15 In this title unless a different meaning plainly is required:

16 (1) "Acted" includes, where relevant, omitted to act;

17 (2) "Actor" includes, where relevant, a person failing to act;

18 (3) "Benefit" is any gain or advantage to the beneficiary,
19 including any gain or advantage to a third person pursuant to the
20 desire or consent of the beneficiary;

21 (4)(a) "Bodily injury," "physical injury," or "bodily harm" means
22 physical pain or injury, illness, or an impairment of physical
23 condition;

24 (b) "Substantial bodily harm" means bodily injury which involves a
25 temporary but substantial disfigurement, or which causes a temporary
26 but substantial loss or impairment of the function of any bodily part
27 or organ, or which causes a fracture of any bodily part;

28 (c) "Great bodily harm" means bodily injury which creates a
29 probability of death, or which causes significant serious permanent
30 disfigurement, or which causes a significant permanent loss or
31 impairment of the function of any bodily part or organ;

32 (5) "Building", in addition to its ordinary meaning, includes any
33 dwelling, fenced area, vehicle, railway car, cargo container, or any
34 other structure used for lodging of persons or for carrying on business
35 therein, or for the use, sale or deposit of goods; each unit of a
36 building consisting of two or more units separately secured or occupied
37 is a separate building;

1 (6) "Deadly weapon" means any explosive or loaded or unloaded
2 firearm, and shall include any other weapon, device, instrument,
3 article, or substance, including a "vehicle" as defined in this
4 section, which, under the circumstances in which it is used, attempted
5 to be used, or threatened to be used, is readily capable of causing
6 death or substantial bodily harm;

7 (7) "Dwelling" means any building or structure, though movable or
8 temporary, or a portion thereof, which is used or ordinarily used by a
9 person for lodging;

10 (8) "Government" includes any branch, subdivision, or agency of the
11 government of this state and any county, city, district, or other local
12 governmental unit;

13 (9) "Governmental function" includes any activity which a public
14 servant is legally authorized or permitted to undertake on behalf of a
15 government;

16 (10) "Indicted" and "indictment" include "informed against" and
17 "information", and "informed against" and "information" include
18 "indicted" and "indictment";

19 (11) "Judge" includes every judicial officer authorized alone or
20 with others, to hold or preside over a court;

21 (12) "Malice" and "maliciously" shall import an evil intent, wish,
22 or design to vex, annoy, or injure another person. Malice may be
23 inferred from an act done in wilful disregard of the rights of another,
24 or an act wrongfully done without just cause or excuse, or an act or
25 omission of duty betraying a wilful disregard of social duty;

26 (13) "Officer" and "public officer" means a person holding office
27 under a city, county, or state government, or the federal government
28 who performs a public function and in so doing is vested with the
29 exercise of some sovereign power of government, and includes all
30 assistants, deputies, clerks, and employees of any public officer and
31 all persons lawfully exercising or assuming to exercise any of the
32 powers or functions of a public officer;

33 (14) "Omission" means a failure to act;

34 (15) "Peace officer" means a duly appointed city, county, or state
35 law enforcement officer;

36 (16) "Pecuniary benefit" means any gain or advantage in the form of
37 money, property, commercial interest, or anything else the primary
38 significance of which is economic gain;

1 (17) "Person", "he", and "actor" include any natural person and,
2 where relevant, a corporation, joint stock association, or an
3 unincorporated association;

4 (18) "Place of work" includes but is not limited to all the lands
5 and other real property of a farm or ranch in the case of an actor who
6 owns, operates, or is employed to work on such a farm or ranch;

7 (19) "Prison" means any place designated by law for the keeping of
8 persons held in custody under process of law, or under lawful arrest,
9 including but not limited to any state correctional institution or any
10 county or city jail;

11 (20) "Prisoner" includes any person held in custody under process
12 of law, or under lawful arrest;

13 (21) "Projectile stun gun" means an electronic device that projects
14 wired probes attached to the device that emit an electrical charge and
15 that is designed and primarily employed to incapacitate a person or
16 animal;

17 (22) "Property" means anything of value, whether tangible or
18 intangible, real or personal;

19 ((+22+)) (23) "Public servant" means any person other than a
20 witness who presently occupies the position of or has been elected,
21 appointed, or designated to become any officer or employee of
22 government, including a legislator, judge, judicial officer, juror, and
23 any person participating as an advisor, consultant, or otherwise in
24 performing a governmental function;

25 ((+23+)) (24) "Signature" includes any memorandum, mark, or sign
26 made with intent to authenticate any instrument or writing, or the
27 subscription of any person thereto;

28 ((+24+)) (25) "Statute" means the Constitution or an act of the
29 legislature or initiative or referendum of this state;

30 ((+25+)) (26) "Threat" means to communicate, directly or indirectly
31 the intent:

32 (a) To cause bodily injury in the future to the person threatened
33 or to any other person; or

34 (b) To cause physical damage to the property of a person other than
35 the actor; or

36 (c) To subject the person threatened or any other person to
37 physical confinement or restraint; or

1 (d) To accuse any person of a crime or cause criminal charges to be
2 instituted against any person; or

3 (e) To expose a secret or publicize an asserted fact, whether true
4 or false, tending to subject any person to hatred, contempt, or
5 ridicule; or

6 (f) To reveal any information sought to be concealed by the person
7 threatened; or

8 (g) To testify or provide information or withhold testimony or
9 information with respect to another's legal claim or defense; or

10 (h) To take wrongful action as an official against anyone or
11 anything, or wrongfully withhold official action, or cause such action
12 or withholding; or

13 (i) To bring about or continue a strike, boycott, or other similar
14 collective action to obtain property which is not demanded or received
15 for the benefit of the group which the actor purports to represent; or

16 (j) To do any other act which is intended to harm substantially the
17 person threatened or another with respect to his health, safety,
18 business, financial condition, or personal relationships;

19 ~~((+26+))~~ (27) "Vehicle" means a "motor vehicle" as defined in the
20 vehicle and traffic laws, any aircraft, or any vessel equipped for
21 propulsion by mechanical means or by sail;

22 ~~((+27+))~~ (28) Words in the present tense shall include the future
23 tense; and in the masculine shall include the feminine and neuter
24 genders; and in the singular shall include the plural; and in the
25 plural shall include the singular.

26 NEW SECTION. **Sec. 4.** (1) The projectile stun gun study committee
27 is established to review the sale and use of projectile stun guns
28 within Washington state. The committee shall be composed of:

29 (a) Two senators, one from each caucus in the senate;

30 (b) Two representatives, one from each caucus in the house of
31 representatives;

32 (c) One police chief appointed by the Washington association of
33 sheriffs and police chiefs;

34 (d) One elected sheriff appointed by the Washington association of
35 sheriffs and police chiefs;

36 (e) One representative appointed by the association of Washington
37 cities;

1 (f) One representative appointed by the Washington state
2 association of counties; and

3 (g) One representative appointed by the department of health.

4 (2) The committee shall evaluate public safety issues created by
5 projectile stun guns and make recommendations regarding whether they
6 should be regulated and, if so, how. Specifically, the committee shall
7 review:

8 (a) Public safety issues related to projectile stun guns when used
9 by the general public;

10 (b) Ownership limitations, such as age and criminal record
11 restrictions;

12 (c) The practicality of requiring criminal background checks prior
13 to allowing the purchase of a projectile stun gun and who would perform
14 such criminal background checks;

15 (d) Manufacturing requirements, such as voltage limits and whether
16 to require that projectile stun guns disperse traceable coded
17 materials;

18 (e) What use and possession limitations should be placed on
19 projectile stun guns;

20 (f) Whether mandatory training should be required to purchase a
21 projectile stun gun;

22 (g) What penalties shall be assessed to individuals that unlawfully
23 sell, possess, or use projectile stun guns;

24 (h) The feelings of the general public about the use of projectile
25 stun guns as an alternative to traditional firearms as means of
26 self-protection; and

27 (i) Any other issue the committee finds relevant to the regulation
28 of projectile stun guns in Washington.

29 (3) Staff support shall be provided by senate committee services
30 and the office of program research.

31 (4) Legislative members of the study committee shall be reimbursed
32 for travel expenses in accordance with RCW 44.04.120. Nonlegislative
33 members, except those representing an employer or organization, are
34 entitled to be reimbursed for travel expenses in accordance with RCW
35 43.03.050 and 43.03.060.

36 (5) A committee report, containing findings and proposed

1 legislation, if any, shall be delivered to the full legislature, not
2 later than December 31, 2005.

Passed by the House April 19, 2005.

Passed by the Senate April 13, 2005.

Approved by the Governor May 13, 2005.

Filed in Office of Secretary of State May 13, 2005.