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## A BILL FOR AN ACT

RELATING TO LAW ENFORCEMENT.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Chapter 52D, Hawaii Revised Statutes, is  
2 amended by adding two new sections to be appropriately  
3 designated and to read as follows:

4           "§52D-     Acquisition of military type equipment;  
5 prohibited. (a) No police department shall acquire, purchase,  
6 or otherwise accept:

7           (1) Weaponized unmanned aerial vehicles;

8           (2) Aircraft that are configured for combat or are combat-  
9           coded and have no established commercial flight  
10           application;

11           (3) Grenade launchers and grenades or similar explosives  
12           and explosive delivery devices;

13           (4) Standard issue military rifles;

14           (5) Armored multi-wheeled vehicles that are mine-  
15           resistant, ambush-protected, and configured for combat  
16           from a surplus program operated by the federal  
17           government;



- 1        (6) Camouflage uniforms; or
- 2        (7) Sound cannons, sound energy weapons, or long range
- 3                acoustic devices;

4 provided that this section shall not prohibit a police  
5 department from taking possession of any item in paragraphs (1)  
6 through (7) in the course of an investigation as evidence.

7        (b) A police department may petition the director of  
8 public safety for approval to acquire items listed in subsection  
9 (a) for use by special weapons and tactics teams and other  
10 specialized service units.

11        §52D- Use of certain devices in situations involving  
12 protests or demonstrations; prohibited. (a) No law enforcement  
13 officer employed by a police department shall use kinetic energy  
14 munitions or noxious chemical agent in any action involving  
15 protests or demonstrations.

16        (b) For the purposes of this section:  
17        "Kinetic energy munitions" includes but is not limited to  
18 impact projectiles; rubber or foam baton projectiles; bean bag  
19 projectiles; and projectiles coated in plastic, wax, wood, or  
20 rubber.



1        "Noxious chemical agent" includes tear gas, mustard gas,  
2 phosgene gas, and any other chemical or mixture of chemicals  
3 formulated to produce nausea or other injurious effects upon  
4 contact or inhalation."

5        SECTION 2. New statutory material is underscored.

6        SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

                        *Sam*                    *B/R*

JAN 27 2021



# H.B. NO. 1381

**Report Title:**

Police Departments; Military Equipment; Prohibition

**Description:**

Prohibits police departments from acquiring certain types of military equipment and using certain types of equipment on protesters and demonstrators.

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

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