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2   
3 Chairman Phil Mendelson

  
Councilmember Kenyan McDuffie

4 A BILL

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9 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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14 Chairman Phil Mendelson introduced the following bill which was referred to the Committee  
15 on \_\_\_\_\_.

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17 To amend the Firearms Control Regulations Act of 1975 to permit and regulate the possession  
18 and sale of stun guns, and to repeal the registration requirement for self-defense sprays.

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20 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act  
21 may be cited as the "Stun Gun Regulation Amendment Act of 2016".

22 Sec. 2. The Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C.  
23 Law 1-85; D.C. Official Code § 7-2501.01 *et seq.*) is amended as follows:

24 (a) Section 101 (D.C. Official Code § 7-2501.01) is amended as follows:

25 (1) Paragraph (7)(D) is repealed.

26 (2) Paragraph (9) is amended as follows:

27 (A) Subparagraph (D) is amended by striking the phrase "a weapon." and inserting  
28 in its place the phrase "a weapon; or" in its place.

29 (B) A new subparagraph (E) is added to read as follows:

30 "(E) An stun gun."

31 (3) A new paragraph (17A) is added to read as follows:

32 "(17A) "Stun gun" means any device designed or redesigned, made or remade, or  
33 readily converted or restored, and used or intended to be used offensively or defensively to

1 immobilize or incapacitate a person by the use of electrical, audible, optical, or electromagnetic  
2 pulse.”.

3 (b) Section 214 (D.C. Official Code § 7-2502.14) is amended to read as follows:

4 “Sec. 214. Registration of self-defense sprays.

5 “(a) In order to lawfully sell self-defense spray in the District, a vendor shall  
6 register with the Metropolitan Police Department on a form to be provided by the Department. No  
7 fee shall be charged to the vendor for registration under this section.

8 “(b) The Chief shall determine by rulemaking how often the registration shall be  
9 renewed.

10 “(c) This section shall not apply to an individual who sells fewer than five units of  
11 self-defense spray in a twelve month period.”

12 (c) New sections 215 and 216 are added to read as follows:

13 “Sec. 215. Possession of stun guns.

14 “(a) No person under the age of 18 shall possess a stun gun in the District.

15 “(b) No person who possesses a stun gun shall use that weapon except in the  
16 exercise of reasonable force in defense of person or property.

17 “Sec. 216. Sale of stun guns.

18 “(a) In order to lawfully sell a stun gun in the District, a vendor shall register with the  
19 Metropolitan Police Department on a form to be provided by the Department.

20 “(b) The Chief shall determine by rulemaking how often the registration shall be  
21 renewed.

22 “(c) This section shall not apply to an individual who sells fewer than five stun guns in a  
23 twelve month period.”

1 (d) Section 706(b) (1) (D.C. Official Code § 7-2507.06(b) (1)) is amended as follows:

2 (1) Subparagraph (B) is amended by striking the phrase “and” at the end.

3 (2) Subparagraph (C) is amended by striking the phrase “time of arrest.” and inserting the  
4 phrase “time of arrest; and” in its place.

5 (3) A new subparagraph (D) is added to read as follows:

6 “(D) Possession of a self-defense spray or stun gun in violation of sections 213 or  
7 215.”.

8 Sec. 3.

9 Section 2(a) (D.C. Official Code § 22-4502(a) of An Act To control the possession, sale,  
10 transfer, and use of pistols and other dangerous weapons in the District of Columbia, to provide  
11 penalties, to prescribe rules of evidence, and for other purposes, approved July 8, 1932 (47 Stat. 650;  
12 D. C. Official Code § 22-4501 et seq.), is amended by deleting the phrase “rifle, dirk,” and inserting  
13 “rifle, stun gun, dirk, ” in its place.

14 Sec. 4. Fiscal impact statement.

15 The Council adopts the fiscal impact statement in the committee report as the fiscal impact  
16 statement required by section 4a of the General Legislative Procedures Act of 1975, approved  
17 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

18 Sec. 5. Effective date.

19 This act shall take effect following approval by the Mayor (or in the event of veto by the  
20 Mayor, action by the Council to override the veto), a 60-day period of congressional review as  
21 provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December 24,  
22 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(2)), and publication in the District of Columbia  
23 Register.