

Legislation Details (With Text)

File #:	170674-A	Version:	1	Name:	
Type:	Bill	Status:		ENACTED	
File created:	6/22/2017	In control:		Committee on Public Safety	
On agenda:		Final action:		10/26/2017	
Title:	Amending Section 10-825 of The Philadelphia Code, entitled "Stun Guns," by further providing for the regulation of stun guns, also known as electric or electronic incapacitation devices, under certain terms and conditions.				
Sponsors:	Councilmember Jones				
Indexes:	STUN GUNS				
Code sections:					
Attachments:	1. CertifiedCopy170674-A01.pdf				

Date	Ver.	Action By	Action	Result	Tally
11/13/2017	1	MAYOR	SIGNED		
10/26/2017	1	CITY COUNCIL	READ AND PASSED	Pass	16:0
10/19/2017	1	CITY COUNCIL	ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING.		
10/19/2017	1	CITY COUNCIL	AMENDED		
10/19/2017	0	CITY COUNCIL	READ		
10/12/2017	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
10/12/2017	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
10/12/2017	0	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
10/10/2017	0	Committee on Public Safety	HEARING NOTICES SENT		
10/10/2017	0	Committee on Public Safety	HEARING HELD		
10/10/2017	0	Committee on Public Safety	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
6/22/2017	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Section 10-825 of The Philadelphia Code, entitled "Stun Guns," by further providing for the regulation of stun guns, also known as electric or electronic incapacitation devices, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 10-825 of The Philadelphia Code is hereby amended to read as follows:

§ 10-825. Stun Guns.

(1) Definitions.

(a) Stun Gun. Any device *designed or intended by the manufacturer to be used to temporarily immobilize or incapacitate a person by means of electric pulse or current, including devices operating by means of carbon dioxide propellant*; [which expels or projects a projectile which, upon coming in contact with a person, is capable of inflicting injury or an electric shock to such] [person.] *also known as an electric or electronic incapacitation device.*

(2) Prohibited Conduct.

(a) No person *under eighteen (18) years of age* shall own, use, possess, sell or otherwise transfer any "stun gun".

(b) *The parent, legal guardian or other legally responsible adult of any child under the age of eighteen (18) years who violates subsection 10-825(2)(a) shall be in violation of this Section and shall be responsible for payment of any fines assessed against the adult's minor child.*

(c) *No person shall sell, transfer or otherwise provide a stun gun to a person under the age of eighteen (18) years.*

(3) *Nothing in this Section is intended to lessen or weaken any additional restrictions imposed by State law relating to stun guns.*

(3) Penalty.

(a) Any person violating [any provision] *subsection 10-825(2)(a) or (b)* of this Section shall be subject to a fine of not more than [three] *five hundred [(300)] (500)* dollars;

(b) *Any person violating subsection 10-825(2)(c) hereof shall be subject to a fine of not more than two thousand (2,000) dollars [and/or imprisonment for not more than ninety (90) days].*

(c) *The procedures set forth in § 1-112 of this Code shall not apply to violations of subsection 10-825(2)(c) of this Section. Such procedures shall apply to violations of subsections 10-825(2)(a) and (b), but the amount to be remitted under § 1-112(3) shall be not less than \$150.00.*

Explanation:

[Brackets] indicate matter deleted.

Italics indicate matter added.