

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1387**

59th Legislature  
2005 Regular Session

Passed by the House March 11, 2005  
Yeas 95 Nays 0

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**Speaker of the House of Representatives**

Passed by the Senate April 6, 2005  
Yeas 49 Nays 0

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**President of the Senate**

Approved

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**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 1387** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1387**

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Passed Legislature - 2005 Regular Session

**State of Washington                      59th Legislature                      2005 Regular Session**

**By** House Committee on Transportation (originally sponsored by Representatives Nixon, Flannigan, Dickerson, Shabro, Wood, Springer, Appleton, Murray, Hudgins, Upthegrove, Schual-Berke, Moeller, Campbell, Hunter, Kagi, Clibborn and Darneille)

READ FIRST TIME 03/07/05.

1            AN ACT Relating to Washington state patrol vehicle accident  
2 investigations and corrective action procedures; adding a new section  
3 to chapter 43.43 RCW; creating new sections; and declaring an  
4 emergency.

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

6            NEW SECTION.    **Sec. 1.** It is the intent of the legislature that  
7 accidents involving Washington state patrol officers follow a process  
8 that provides a high degree of integrity and credibility both within  
9 the investigation of the accident and the perception of the  
10 investigation from persons outside the investigation. It is the intent  
11 of the legislature to have a communication process in place for the  
12 Washington state patrol to communicate accident information to the  
13 persons and their families who are involved in the vehicle accidents.  
14 It is the intent of the legislature to have early detections in place  
15 to reduce future vehicle accidents.

16            NEW SECTION.    **Sec. 2.** A new section is added to chapter 43.43 RCW  
17 to read as follows:

18            To ensure transparency, integrity, and credibility during

1 Washington state patrol vehicle accident investigations, the agency  
2 will continue to review and reform the agency policies and procedures  
3 regarding Washington state patrol officers that are involved in vehicle  
4 accidents. The agency shall develop agency policies and include as  
5 part of the terms of their collective bargaining agreements a  
6 progressive corrective process addressing Washington state patrol  
7 officer vehicle accidents that may include retraining in vehicle  
8 handling, wage or benefit reductions, and termination of employment.  
9 The agency shall develop a process for tracking accidents and an  
10 accident review process. Annually, a collision data report must be  
11 produced designating each accident during the year as minor or severe  
12 and any resulting disciplinary actions and be available for review by  
13 the legislature. The agency shall implement communication procedures  
14 for the victims involved in the accidents from the time the accident  
15 occurs until the investigative process has been concluded. The  
16 policies must also provide for outside supervision of accident  
17 investigations by a qualified independent agency under certain  
18 circumstances.

19 Before the legislative committee assembly in September 2005, the  
20 Washington state patrol shall have an outside entity that has a  
21 reputation for and has proven experience in law enforcement management  
22 and reviewing law enforcement and criminal justice policies and  
23 procedures review the agency's proposed law enforcement vehicle  
24 accident policies and procedures where a law enforcement officer is  
25 involved. The agency will present the proposed policies and procedures  
26 to the legislature and finalize the policies and procedures based on  
27 input from the legislature. The Washington state patrol shall report  
28 to the house and senate transportation committees by November 30, 2005,  
29 on the updated policies, processes, and procedures. Once the policies  
30 and procedures are completed, other law enforcement agencies may adopt  
31 the policies and procedures for their agencies.

32 NEW SECTION. **Sec. 3.** This act may be known and cited as the  
33 "Brock Loshbaugh Act."

34 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
35 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect  
2 immediately.

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