

2SHB 1310 - H AMD 380

By Representative Mosbrucker

NOT ADOPTED 03/06/2021

1 On page 2, line 1, after "(1)" insert "Appropriate," "imminent,"
2 "minimal," "necessary," and "reasonable" must be interpreted according
3 to an objective standard which considers all the facts, circumstances,
4 and information known to the officer at the time to determine whether
5 a similarly situated reasonable officer would have determined the
6 action was appropriate, minimal, necessary, or reasonable, or the
7 threat was imminent.

8 (2)"

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10 Renumber the remaining subsections consecutively and correct any
11 internal references accordingly.

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13 On page 3, line 37, after "circumstances," insert "a similarly
14 situated reasonable officer would have determined that"

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EFFECT:

- Provides that the terms "appropriate," "imminent," "minimal," "necessary," and "reasonable" must be interpreted according to an objective standard which considers all the facts, circumstances, and information known to the officer at the time to determine whether a similarly situated reasonable officer would have determined the action was appropriate, minimal, necessary, or reasonable, or the threat was imminent.
- Modifies the definition of "necessary" as it pertains to the use of deadly force by providing that the term means that, under the totality of the circumstances, a similarly situated reasonable officer would have determined that a reasonably effective alternative did not exist and that the amount of force used was reasonable and proportional to the threat posed (rather than, under the totality of the circumstances, a reasonably effective alternative did not exist and that the amount of force used was reasonable and proportional to the threat posed).

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