

E2SHB 1089 - S AMD 507

By Senator Dhingra

ADOPTED 04/07/2021

1 Strike everything after the enacting clause and insert the
2 following:

3 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.101
4 RCW to read as follows:

5 The office of the Washington state auditor is authorized to
6 conduct a process compliance audit procedure and review of any deadly
7 force investigation conducted pursuant to RCW 10.114.011. At the
8 conclusion of every deadly force investigation, the state auditor
9 shall determine whether the actions of the involved law enforcement
10 agency, investigative body, and prosecutor's office are in compliance
11 with RCW 10.114.011, chapter 43.--- RCW (the new chapter created in
12 section 601 of Engrossed Substitute House Bill No. 1267), and all
13 rules adopted pursuant to these provisions for the investigation and
14 reporting of incidents involving the use of deadly force. A deadly
15 force investigation is concluded once the involved prosecutor's
16 office makes a charging decision and any resulting criminal case
17 reaches disposition. Audit procedures under this section shall be
18 conducted in cooperation with the commission.

19 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.101
20 RCW to read as follows:

21 Upon the request of the commission, the office of the Washington
22 state auditor is authorized to conduct an audit procedure on any law
23 enforcement agency to ensure the agency is in compliance with all
24 laws, policies, and procedures governing the training and
25 certification of peace officers employed by the agency. A copy of any
26 completed audit must be sent to the commission, law enforcement
27 agency, city or county council, county prosecutor, and relevant
28 committees of the legislature.

29 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.101
30 RCW to read as follows:

1 A law enforcement agency shall not pay any costs or fees for an
2 audit conducted pursuant to section 1 or 2 of this act.

3 NEW SECTION. **Sec. 4.** If specific funding for the purposes of
4 this act, referencing this act by bill or chapter number, is not
5 provided by June 30, 2021, in the omnibus appropriations act, this
6 act is null and void."

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7 On page 1, line 2 of the title, after "agencies;" strike the
8 remainder of the title and insert "adding new sections to chapter
9 43.101 RCW; and creating a new section."

EFFECT: Requires the State Auditor to conduct an audit at the
conclusion of every deadly force investigation. Adds a statutory
reference to the new chapter created by ESHB 1267 which establishes
the Office of Independent Investigations.

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