

E2SHB 1089 - S COMM AMD
By Committee on Law & Justice

NOT 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 and all rules adopted pursuant to RCW 10.114.011
12 for the investigation and reporting of incidents involving the use of
13 deadly force. A deadly force investigation is concluded once the
14 involved prosecutor's office makes a charging decision and any
15 resulting criminal case reaches disposition. Audit procedures under
16 this section shall be conducted in cooperation with the commission.

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

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

27 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.101
28 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.

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