

E2SHB 1310 - S AMD TO S AMD (S-2618.1/21) **715**
By Senator Short

NOT ADOPTED 04/10/2021

1 On page 2, line 15, after "this" strike "subsection (1)(b)" and
2 insert "section"

3 On page 2, line 29, after "officer." insert the following:
4 "(iv) "Possible," "appropriate," and "available" must be
5 interpreted according to an objective standard which considers all
6 the facts, circumstances, and information known to the officer at the
7 time to determine whether a similarly situated reasonable officer
8 would have determined the action was appropriate, minimal, necessary,
9 or reasonable, or the threat was imminent."

EFFECT: Applies the definition of "imminent threat," "necessary,"
"totality of the circumstances" to all of section 3 and provides
directions for how to interpret terms according to an objective
standard which considers all facts, circumstances, and information
known to the officer at the time and whether a similarly situated
reasonable officer would have determined the action was appropriate,
minimal, necessary, or reasonable, or the threat was imminent.

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