

SSB 6009 - S AMD 530
By Senator Trudeau

WITHDRAWN 02/06/2024

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

3 "NEW SECTION. **Sec. 1.** The legislature finds it is imperative
4 that our criminal justice systems, including the law enforcement
5 profession, must secure public trust and ensure accountability. In
6 order to do so, the legislature finds that it is important to
7 discontinue practices and tactics that dehumanize and create
8 unnecessary risk of harm and/or death to the people they serve.
9 Additionally, it is important that law enforcement is using up-to-
10 date tactics that come with adequate training from the criminal
11 justice training commission to ensure continuity and oversight in the
12 standards applied across the profession. This includes tactics that
13 comply with the model use of force policies put forward by our
14 state's attorney general.

15 The legislature finds that, in the quest to ensure that all
16 communities are and feel safe, it is important to take guidance from
17 published model policies, comport with statewide standards and
18 training on restraint tactics, and prohibit hog-tying and other
19 similar tactics that are inhumane, outdated, and have led to the
20 unnecessary loss of human life.

21 NEW SECTION. **Sec. 2.** A new section is added to chapter 10.116
22 RCW to read as follows:

- 23 (1) A peace officer is prohibited from:
24 (a) Hog-tying a person; or
25 (b) Assisting in putting a person into a hog-tie.
26 (2) Hog-tying shall constitute the use of excessive force for the
27 purposes of RCW 10.93.190.
28 (3) For purposes of this section, "hog-tie" or "hog-tying" means
29 connecting bound or restrained ankles to bound or restrained wrists.
30 "Hog-tie" or "hog-tying" does not include the following:

- 1 (a) Use of transport chains or waist chains to transport
2 prisoners; or
3 (b) Use of a product or device that does not require connecting
4 bound or restrained ankles to bound or restrained wrists."

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- 5 On page 1, line 1 of the title, after "hog-tying;" strike the
6 remainder of the title and insert "adding a new section to chapter
7 10.116 RCW; and creating a new section."

EFFECT: Amends the definition of hog-tie and hog-tying to mean connecting bound or restrained ankles to bound or restrained wrists. Clarifies that use of a product or device that does not require connecting bound or restrained ankles to bound or restrained wrists is not a hog-tie or hog-tying.

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