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SECOND SUBSTITUTE HOUSE BILL 1795

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State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Judiciary (originally sponsored by Representatives J. Kohl, Padden, Riley, Appelwick, Foreman, Roland, R. Fisher, Dellwo, Campbell, Anderson, Wineberry and Johanson)

Read first time 02/04/94.

1 AN ACT Relating to vehicular pursuit by law enforcement officers;  
2 adding new sections to chapter 43.101 RCW; and creating a new section.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The legislature finds that whether to  
5 initiate and how to conduct a vehicular pursuit requires careful  
6 evaluation of numerous factors by the law enforcement officer or  
7 officers involved. The risk posed to the well-being and property of  
8 bystanders is of great significance among those factors.

9 The legislature further finds written policies on vehicular  
10 pursuits may help reduce the risks inherent in the pursuits. Also, law  
11 enforcement officers in the state of Washington may benefit from  
12 additional formal training on vehicular pursuits.

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

15 (1) By September 30, 1994, the Washington state criminal justice  
16 training commission, the Washington state patrol, and the Washington  
17 association of sheriffs and police chiefs shall develop a written model  
18 policy on vehicular pursuits.

1 (2) The model policy must meet all of the following minimum  
2 standards:

3 (a) Provide for supervisory control, if available, of the pursuit;

4 (b) Provide procedures for designating the primary pursuit vehicle  
5 and for determining the total number of vehicles to be permitted to  
6 participate at one time in the pursuit;

7 (c) Provide procedures for coordinating operations with other  
8 jurisdictions; and

9 (d) Provide guidelines for determining when the interests of public  
10 safety and effective law enforcement justify a vehicular pursuit and  
11 when a vehicular pursuit should not be initiated or should be  
12 terminated.

13 (3) By December 31, 1994, every state, county, and municipal law  
14 enforcement agency shall adopt and implement a written vehicular  
15 pursuit policy. The policy adopted may, but need not, be the model  
16 policy developed under subsections (1) and (2) of this section.  
17 However, any policy adopted must address the minimum requirements  
18 specified in subsection (2) of this section.

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

21 (1) By December 31, 1996, every full-time law enforcement officer  
22 employed by a state, county, or municipal law enforcement agency shall  
23 have been trained on vehicular pursuits. Every new full-time law  
24 enforcement officer employed by a state, county, or municipal law  
25 enforcement agency after that date also shall be trained, within six  
26 months of employment, on vehicular pursuits.

27 (2) The Washington state criminal justice training commission, in  
28 consultation with the Washington state patrol and the Washington  
29 association of sheriffs and police chiefs, shall develop and conduct  
30 the training. At a minimum, the training shall cover the information  
31 required by section 2(2) of this act to be included in vehicular  
32 pursuit policies.

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