

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1719**

67th Legislature  
2022 Regular Session

Passed by the House January 28, 2022  
Yeas 95 Nays 0

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**Speaker of the House of  
Representatives**

Passed by the Senate February 25,  
2022  
Yeas 49 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1719** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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HOUSE BILL 1719

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Passed Legislature - 2022 Regular Session

State of Washington

67th Legislature

2022 Regular Session

By Representatives Bronoske, J. Johnson, Bateman, Wicks, Callan, Goodman, Paul, Ramel, Ramos, Santos, and Simmons

Prefiled 12/30/21. Read first time 01/10/22. Referred to Committee on Public Safety.

1 AN ACT Relating to modifying the restrictions on the use and  
2 acquisition of military equipment by law enforcement agencies as it  
3 pertains to firearms and ammunition but only with respect to removing  
4 the restriction on ammunition, narrowing the restriction on firearms  
5 to include only rifles of .50 caliber or greater, and clarifying that  
6 the restrictions do not apply to shotguns, devices designed or used  
7 to deploy less lethal munitions, and less lethal equipment; amending  
8 RCW 10.116.040; and declaring an emergency.

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

10 **Sec. 1.** RCW 10.116.040 and 2021 c 320 s 5 are each amended to  
11 read as follows:

12 (1) A law enforcement agency may not acquire or use any military  
13 equipment. Any law enforcement agency in possession of military  
14 equipment as of July 25, 2021, shall return the equipment to the  
15 federal agency from which it was acquired, if applicable, or destroy  
16 the equipment by December 31, 2022.

17 (2)(a) Each law enforcement agency shall compile an inventory of  
18 military equipment possessed by the agency, including the proposed  
19 use of the equipment, estimated number of times the equipment has  
20 been used in the prior year, and whether such use is necessary for  
21 the operation and safety of the agency or some other public safety

1 purpose. The agency shall provide the inventory to the Washington  
2 association of sheriffs and police chiefs no later than November 1,  
3 2021.

4 (b) The Washington association of sheriffs and police chiefs  
5 shall summarize the inventory information from each law enforcement  
6 agency and provide a report to the governor and the appropriate  
7 committees of the legislature no later than December 31, 2021.

8 (3) For the purposes of this section:

9 (a) "Military equipment" means (~~firearms and ammunition~~) rifles  
10 of .50 caliber or greater, machine guns, armed helicopters, armed or  
11 armored drones, armed vessels, armed vehicles, armed aircraft, tanks,  
12 long range acoustic hailing devices, rockets, rocket launchers,  
13 bayonets, grenades, missiles, directed energy systems, and  
14 electromagnetic spectrum weapons.

15 (b) "Grenade" refers to any explosive grenade designed to injure  
16 or kill subjects, such as a fragmentation grenade or antitank  
17 grenade, or any incendiary grenade designed to produce intense heat  
18 or fire. "Grenade" does not include other nonexplosive grenades  
19 designed to temporarily incapacitate or disorient subjects without  
20 causing permanent injury, such as a stun grenade, sting grenade,  
21 smoke grenade, tear gas grenade, or blast ball.

22 (c) "Rifle" has the same meaning as provided under RCW 9.41.010,  
23 except "rifle" does not include: Any shotgun, as defined under RCW  
24 9.41.010; any device designed or used to deploy less lethal munitions  
25 including, but not limited to, rubber, bean bag, soft nose, sponge,  
26 or other nonpenetrating impact rounds; or any less lethal equipment.

27 (4) This section does not prohibit a law enforcement agency from  
28 participating in a federal military equipment surplus program,  
29 provided that any equipment acquired through the program does not  
30 constitute military equipment. This may include, for example: Medical  
31 supplies; hospital and health care equipment; office supplies,  
32 furniture, and equipment; school supplies; warehousing equipment;  
33 unarmed vehicles and vessels; conducted energy weapons; public  
34 address systems; scientific equipment; and protective gear and  
35 weather gear.

36 NEW SECTION. Sec. 2. This act is necessary for the immediate  
37 preservation of the public peace, health, or safety, or support of

1 the state government and its existing public institutions, and takes  
2 effect immediately.

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