

2023 Legislative Update Webinar Series

February 7, 2023

Please note: This training is being recorded.



Introductions

- In the chat box:
 - Name
 - Pronouns
 - Where you're joining from
 - Do you know your state legislative district?

Agenda

1. Welcome & Introductions
2. Policing Bills Overview – *Enoka Herat, Police Practices & Immigration Counsel*
3. Q&A
4. ACLU-WA's 2023 Legislative Agenda
5. Announcements

Policing Bills

Enoka Herat, Police Practices & Immigration Counsel



HB 1513 - Traffic Safety for All

"The stop opened the door for them to use force. Is it a good use of police time to make stops for expired tabs? They don't care about the tabs. They used that to profile him.

Expired tabs. Was it worth it? My son was 19 years old. He was a loving young man of color. They assumed he was a criminal, and expired tabs justified the stop. Was it worth it?"

— Sonia Joseph, mother of Giovonn Joseph McDade

"As a Black mother, I'm scared for my children each time they get on the road. I have educated them about how to act and what to do if they are stopped by police. But Black people have been hurt by police even when we do the right thing – when you're reaching to get your wallet or insurance. We need to stop the unnecessary stops."

— Tonya Isabell, WCPA



HB 1513 - Traffic Safety for All

1

INCREASING COMPLIANCE

- Grant fund at WTSC to support low-income road users fix vehicles to avoid violations
 - Repair vouchers
 - taillight installation workshops
 - helmet vouchers
 - fee waivers for expired tabs

2

PRIORITIZING SAFETY STOPS

- Reduces weaponized enforcement of nonmoving violations
- Restricts irrelevant questioning and voluntary searches on low level stops

3

DATA COLLECTION

- Statewide uniform statistics tracking
- Who's being stopped, why, what are the outcomes

HB 1513 - Traffic Safety for All

1

INCREASING COMPLIANCE

- Grant fund at WTSC to support low-income road users fix vehicles to avoid violations
 - Repair vouchers
 - taillight installation workshops
 - helmet vouchers
 - fee waivers for expired tabs



HB 1513 - Traffic Safety for All

2

PRIORITIZING SAFETY STOPS

- Reduces weaponized enforcement of nonmoving violations
- Restricts irrelevant questioning and voluntary searches on low level stops



HB 1513 - Traffic Safety for All

3

DATA COLLECTION

- Statewide uniform statistics tracking
- Who's being stopped, why, what are the outcomes

Washington State Patrol stopped 11 million motorists and found contraband material in only a quarter of a percent (0.27%) of these stops

Stops

Contraband Found

Source: Washington State Patrol (2008-2018), accessed via Stanford Open Policing Project.

HB 1025: Access to Fairness

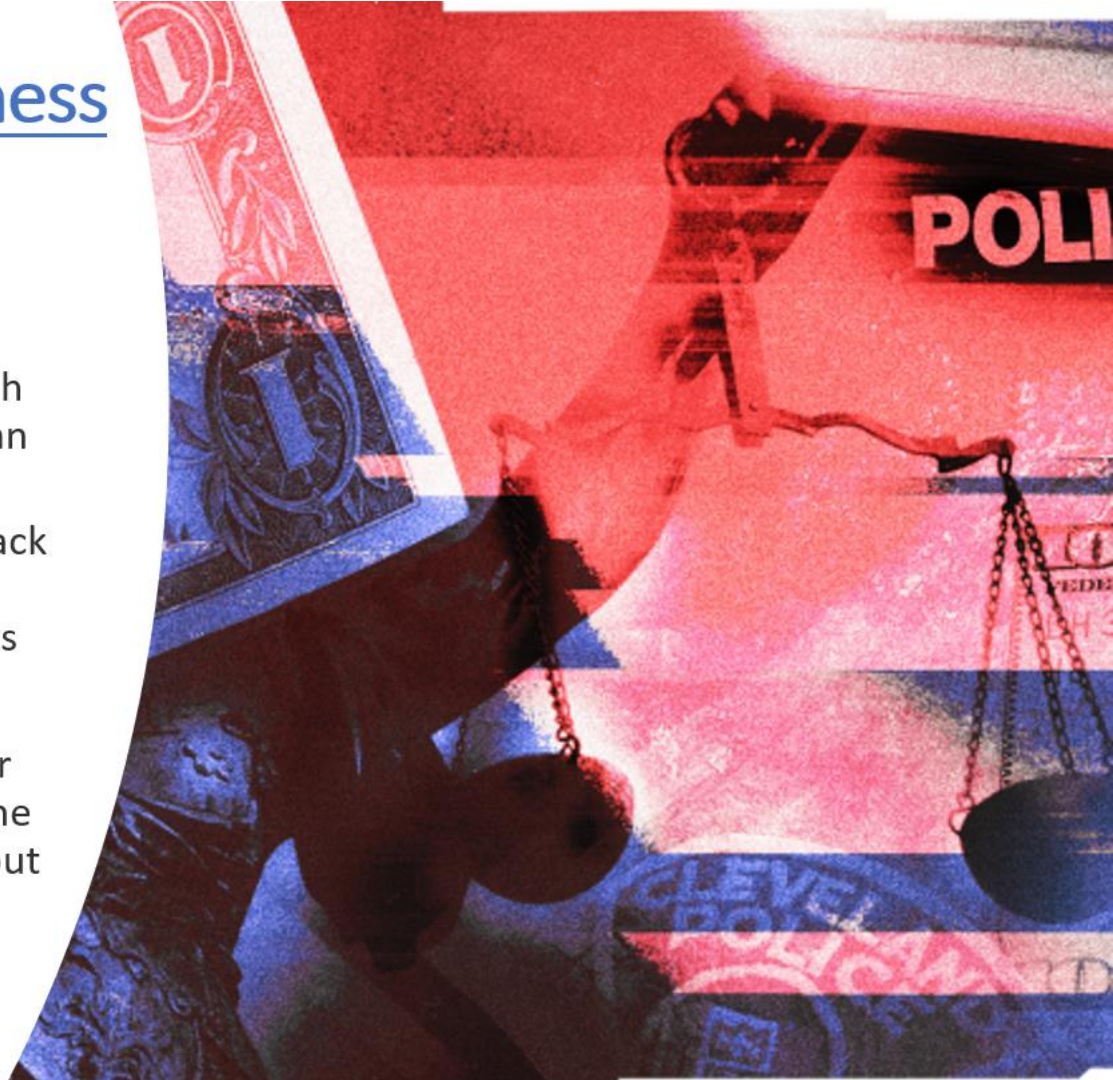
Rep. Thai

- **Problem**

- There is no way to sue officers for violating the WA constitution, which is more protective of civil rights than the US constitution.
- Qualified immunity has created a lack of police accountability when an officer violates a person's civil rights

- **What the bill does**

- It create a private right of action for victims to sue police for violating the WA constitution or state law, without the shield of qualified immunity



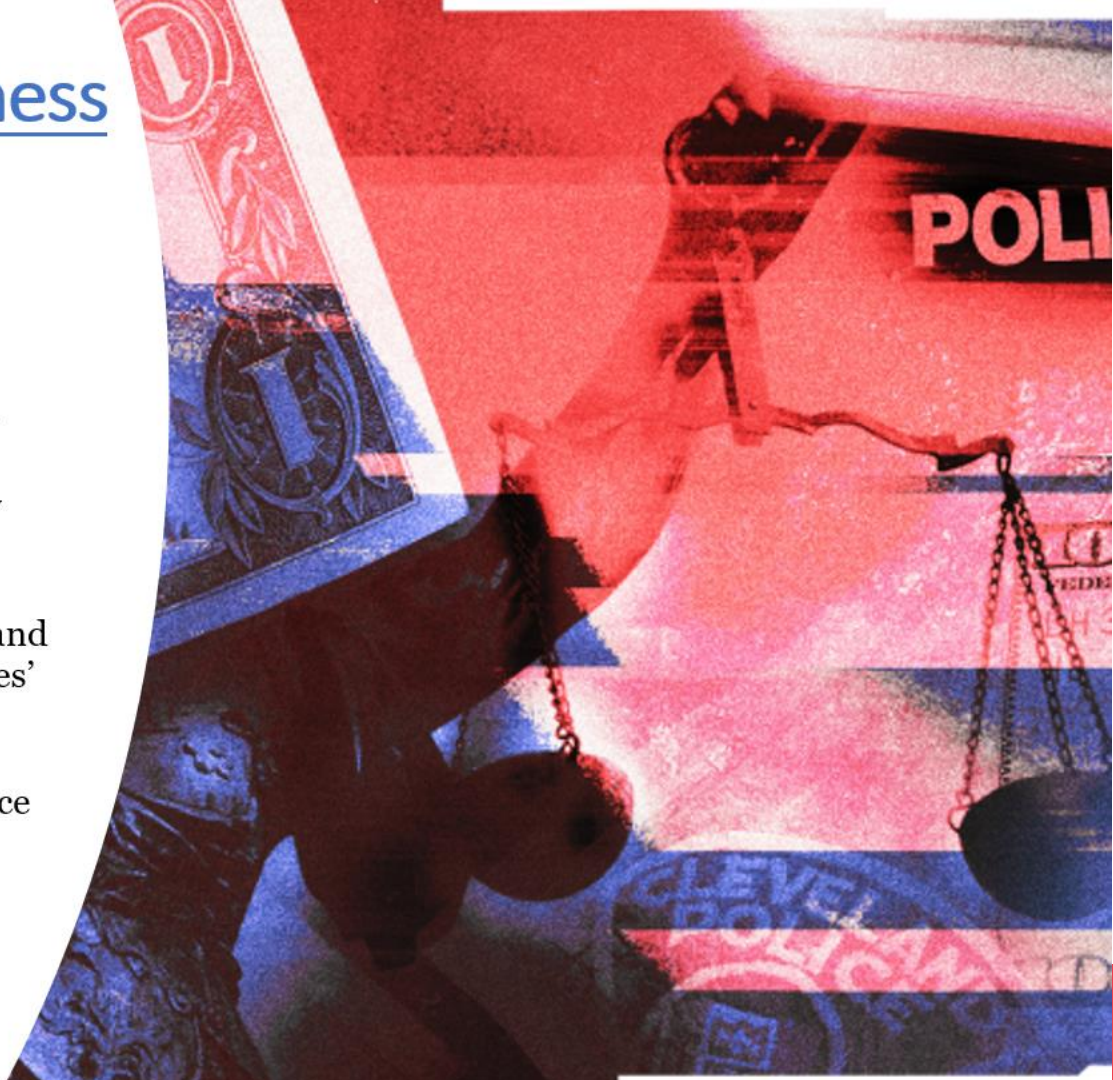
HB 1025: Access to Fairness

Rep. Thai

Key Messages

bill is about good government and fairness.

- We all deserve to live without fear that our rights will be violated by police, but if a violation occurs, we deserve accountability from our government.
- The “Access to Fairness Act” encourages police departments to have best practices and hire and train employees that honor peoples’ rights and uphold the Washington Constitution and state laws.
- Victims of police violence shouldn’t also face financial hardships when their rights are violated, this bill provides victims with information, compensation, and justice.



AG Investigation and Reform bill

Rep. Hansen

• Problem

- The main way to investigate and change a department that is engaging in discriminatory policing is to seek out the US Department of Justice for a consent decree. But they oversee 18,000 departments

• What this bill does

- It gives the WA AG's office more tools to investigate and bring suit against a department that is engaging in ongoing misconduct like excessive force, unreasonable stops, discriminatory policing.



POLICE
THE
POLICE

AG Investigation and Reform bill

Rep. Hansen

Key messages

This bill is about creating systemic changes when there are systemic problems.

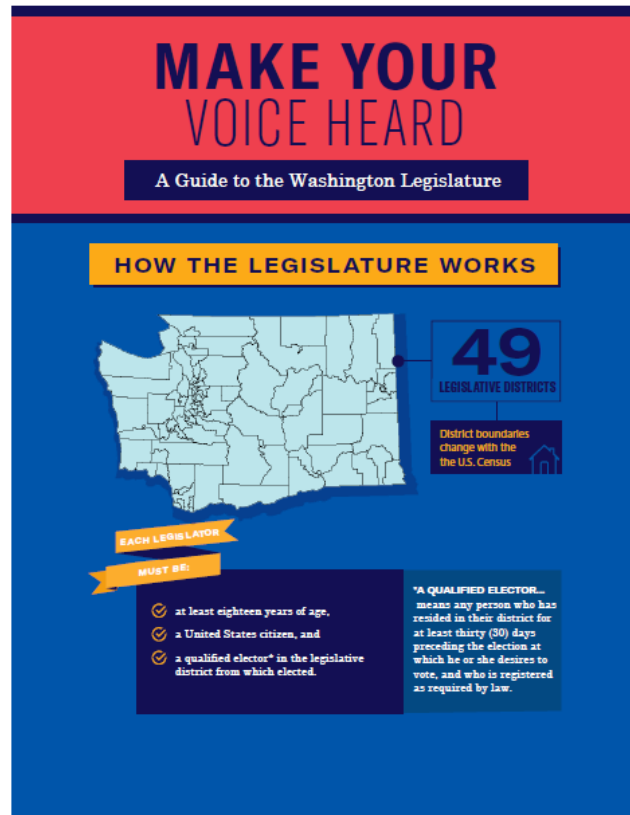
- If a department has a history of violating civil rights and can't or won't fix itself, communities need an outside authority to intervene.
- Ultimately this bill is about having a backstop to protect communities and a process to bring a department into compliance with the Washington constitution and state law.
- This bill seeks to address long standing practices that violate civil rights, or where there are ingrained problems that undermine the effectiveness, community trust, and professionalism of a department.



POLICE
THE
POLICE

ACLU-WA 2023 Legislative Agenda: Bill Updates

Check out our quick guide to the WA Legislature!



Legislative Session Cutoff Dates

- January 9: First day of 2023 session
- February 17: Last day to pass bills out of policy committee (chamber of origin)
- February 24: Last day to pass bills out of fiscal committee (chamber of origin)
- March 8: Last day to pass bills out of chamber of origin



Legislative Session Cutoff Dates (cont.)

- March 29: Last day to pass bills out of policy committee (opposite chamber)
- April 4: Last day to pass bills out of fiscal committee (opposite chamber)
- April 12: Last day (5pm) for bills to be passed on the floor (opposite chamber)
- April 23: Sine die (end of regular session)

2023 Legislative Priorities

Abortion and Gender Affirming Care Access

- Washington My Health, My Data (HB 1155 & SB 5351)
 - HB 1155 in Rules, awaiting pull for floor vote.
- No cost-sharing for abortions (HB 1115 & SB 5242)
 - SB 5242 passed out of policy committee, in Ways & Means.
- Keep Our Care Act (HB 1263 & SB 5241)
 - SB 5241 heard in Senate Law & Justice on 1/24 & 1/26, no exec session scheduled yet.

2023 Legislative Priorities

Abortion and Gender Affirming Care Access (cont.)

- Provider licensing protections (HB 1340 & SB 5400)
 - HB 1340 in Rules, awaiting pull for floor vote.
- Shield law (HB 1469 & SB 5489)
 - Both bills in Rules, awaiting pulls for floor votes.

2023 Legislative Priorities

Decriminalizing Drug Possession

- End the failed War on Drugs by adopting the SURSAC recommendations (SB 5624)
 - SB 5624 heard in Senate Law & Justice yesterday, scheduled for exec session on Thursday 2/9.
 - Also heard yesterday, which we do not support:
 - SB 5536 (Robinson)
 - SB 5467 (Salomon)
 - SB 5035 (Padden)

2023 Legislative Priorities

Reducing Police Violence & Strengthening Accountability

- Traffic Safety for All (HB 1513 & SB 5572)
 - Heard in House Public Safety on 1/30, scheduled for exec session on 2/9.
- Access to Fairness (HB 1025)
 - Heard in House Civil Rights & Judiciary on 1/25, scheduled for exec session on 2/3 but no action taken.
- AG Investigation & Reform (HB 1445)
 - Passed out of policy committee, in Appropriations.

2023 Legislative Priorities

Transforming Sentencing & Reentry

- Raise the Age (HB 1440 & SB 5434)
 - HB 1440 scheduled for public hearing in House Human Services, Youth & Early Learning on 2/10 at 8am. Action opportunity: Sign in PRO!
 - SB 5434 passed out of policy committee on 2/7.
- Emerging Adults (HB 1325 & SB 5451)
 - No hearings scheduled yet.
- Juvenile Points (HB 1324 & SB 5475)
 - HB 1324 in Rules, awaiting pull for floor vote.

2023 Legislative Priorities

Ending the Long-Term Use of Solitary Confinement

- HB 1087 & SB 5135
 - HB 1087 passed out of policy committee and heard in House Appropriations on 2/2.
 - SB 5135 heard in Senate Human Services on 1/23.

2023 Legislative Priorities

Protecting People's Privacy

- People's Privacy Act (Bill TBD)
- Automated decision systems (SB 5365)
 - No hearing scheduled yet.

Equitable Health Care for Immigrants

- No bill introduced yet.

Announcements & Actions

- Sign up for our legislative update email list for weekly updates on all our bills, plus ways you can support our community partners.
- Sign in PRO on the following bills:
 - HB 1440 (Raise the age) by 9am Friday
 - We will send a follow-up email tomorrow afternoon – possibly more sign-in opportunities!
- Other ways to get involved: submit written testimony, watch public hearings on TVW, and email your lawmakers!

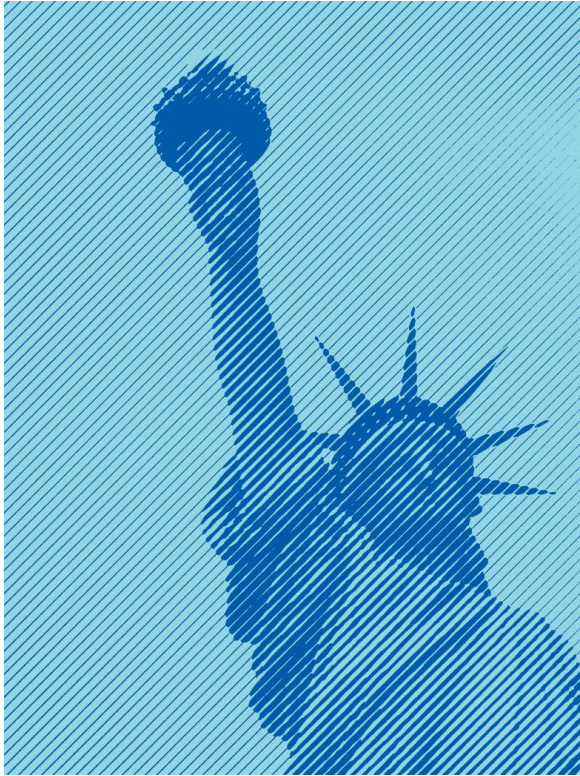
Next Zoom Call (NEW TIME!)

Wednesday, February 15 at 5:30pm

Same call-in information

There will be NO webinar on Tuesday, February 21.

Topic will be announced at the end of this week!



Questions?

Rachel Gilchrist
rgilchrist@aclu-wa.org
www.aclu-wa.org

Photo Copyright Flickr-Via Tsuji

ACLU

Washington

WE THE PEOPLE