

## HB 1054 Police Tactics

Effective July 25, 2021

- Prohibits use of chokeholds or neck restraints "LVNR" in any circumstance.
- Limits/prohibits use of tear gas (not OC spray)
  - May still be used in hostage or barricaded subject (TRT)
  - Very limited use in riots with approval from highest elected official.
- Bans use of "Military Equipment" Definition unclear over .50 cal weapons, automatic MP5 rifles.
- All police officers must be reasonably identifiable by name or unique number.
- Extremely limits vehicle pursuits
  - Must have **Probable Cause** that a person in the vehicle has committed or is committing: a violent offense (9.94A.030), a sex offense, escape (9A.76) OR reasonable suspicion of DUI, **AND;**
  - Pursuit is necessary for identifying or apprehending the person, **AND;**
  - Driver poses an imminent threat to the safety of others that is greater than the risks involved with the pursuit,

1

## Violent offenses as defined by RCW 9.94A.030

- Violent offenses as defined by
- 9.94A.030 Included
  - Class A felonies
  - Conspiracy/solicitation to commit a class A felony
  - Manslaughter 1<sup>st</sup> and 2<sup>nd</sup> degree
  - Indecent liberties by forcible compulsion
  - Kidnapping in the 2<sup>nd</sup> degree
  - Arson in the 2<sup>nd</sup> degree
  - Assault in the 2<sup>nd</sup> degree
  - Assault of a child in the 2<sup>nd</sup> degree
  - Extortion in the 1<sup>st</sup> degree
  - Robbery in the 2<sup>nd</sup> degree
  - Drive-by shooting
  - Vehicular assault/homicide
- **NOT Included:**
  - Misdemeanor assault (DV or not)
  - Residential burglary (class B felony)
  - Theft of a firearm (class B felony)
  - Assault in the 3<sup>rd</sup> degree (class C felony)
  - Hate Crimes (class C felony)
  - Assault of a Child in the 3<sup>rd</sup> degree (class C felony)

2

## HB 2037 – USE OF FORCE

Effective March 17, 2022

- Provides a definition of “Force.”
- Expands when force is authorized

3

## HB 2037 – USE OF FORCE

Effective March 17, 2022

**"Deadly force"** has the same meaning as provided in RCW 9A.16.010:

"Deadly force" means the intentional application of force through the use of firearms or any other means reasonably likely to cause death or serious physical injury.

4

## HB 2037 – USE OF FORCE

Effective March 17, 2022

The definition of “**Necessary**” has been expanded slightly:

"Necessary" means that, under the totality of the circumstances, a reasonably effective alternative to the use of physical force or deadly force does not appear to exist, and the type and amount of physical force or deadly force used is a reasonable and proportional response to effect the legal purpose intended or to protect against the threat posed to the officer or others.

5

## HB 2037 – USE OF FORCE

Effective March 17, 2022

“Force” defined:

"Physical force" means any act reasonably likely to cause physical pain or injury or any other act exerted upon a person's body to compel, control, constrain, or restrain the person's movement.

"Physical force" does not include pat-downs, incidental touching, verbal commands, or compliant handcuffing where there is no physical pain or injury.

6

## WHEN IS FORCE AUTHORIZED?

A peace officer may use physical force against a person to the extent necessary to:

- (a) **Protect against a criminal offense** when there is probable cause that the person has committed, is committing, or is about to commit the offense;
- (b) **Effect an arrest;**
- (c) **Prevent an escape** as defined under chapter 9A.76 RCW;
- (d) **Prevent a person from fleeing or stop a person who is actively fleeing a lawful temporary investigative detention, provided that the person has been given notice that he or she is being detained and is not free to leave;**
- (e) Take a person into custody **when authorized or directed by statute;** or
- (f) **Protect against an imminent threat of bodily injury** to the peace officer, another person, or the person against whom force is being used.

7

## REASONABLE CARE

When using physical force, use the **least amount of physical force necessary** to overcome resistance under the circumstances. Consider:

Are they pregnant?

Suicidal?

Is this a minor?

Mental, behavioral,  
or physical  
impairment?

Impaired by alcohol  
and/or drugs?

Vulnerable adult?

Limited English?

Children present?

8

## REASONABLE CARE

A peace officer shall use reasonable care when determining whether to use physical force and when using any physical force against another person. To that end, a peace officer shall:

When possible, exhaust available and appropriate de-escalation tactics prior to using any physical force



9

## REASONABLE CARE

**Terminate the use of physical force** as soon as the necessity for such force ends.

When possible, **use available and appropriate less lethal** alternatives before using deadly force;

Make less **lethal alternatives** issued to the officer reasonably available for their use (Peeper spray, Taser, less lethal air guns)

10

## HB 1735 – USE OF FORCE (CIVIL)

Effective March 4, 2022

In addition to instances where force is authorized in HB 2037, a peace officer may use physical force against a person to the extent necessary to:

- Take a person into custody, transport a person for evaluation or treatment, or provide other assistance under chapter 10.77, 71.05, or 71.34 RCW;
- Take a minor into protective custody when authorized or directed by statute;
- Execute or enforce a court order authorizing or directing a peace officer to take a person into custody;
- Execute a search warrant;
- Execute or enforce an oral directive issued by a judicial officer in the courtroom or a written order where the court expressly authorizes a peace officer to use physical force to execute or enforce the directive or order

11

## Community Outreach

Fostering better police/community  
relationships

12



13

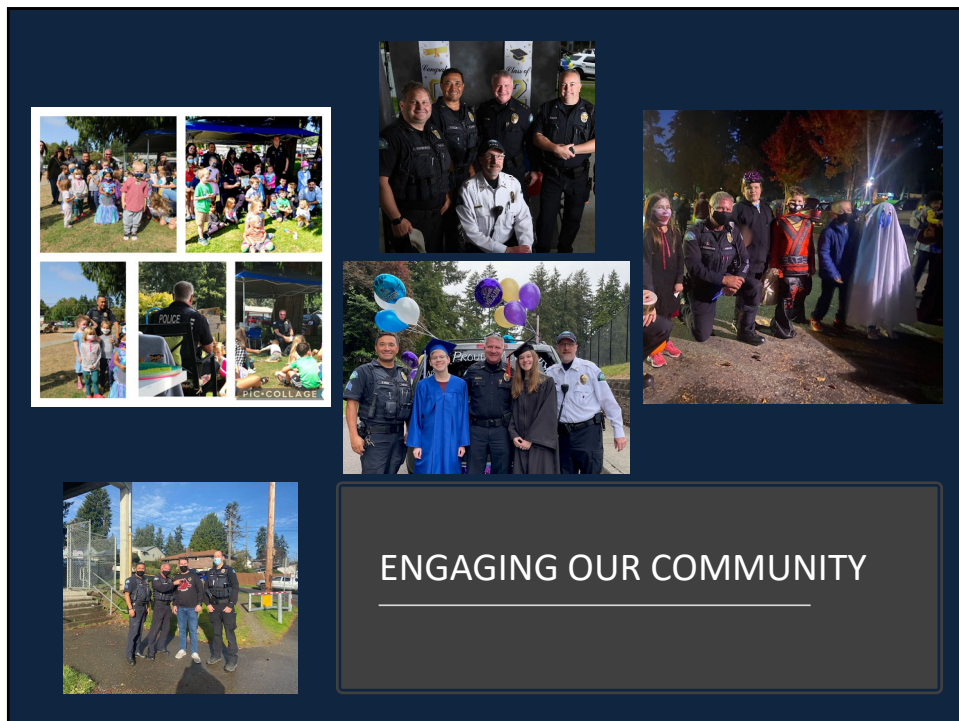


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## National Night Out

- Each year we host a city-wide community outreach National Night Out event. NNO promotes positive interactions with our community, businesses and first responders all in one location. NNO allows us to develop a close cooperative bond with other emergency service providers and provides citizens information about available services. We believe this newfound knowledge leads to an empowered and much safer community.

21



## HALLOWEEN COSTUME CONTEST

22



### Santa Sleigh Ride

- Each December we spend two nights going through the city spreading holiday cheer. We also participate in and develop an extensive traffic control plan for our cities annual Christmas Tree Lighting event. Each year we have an increasing number of citizens coming out to have their picture taken with Santa or to greet Santa and all his helpers on his sleigh ride through town. We now drive down every street in Fircrest.

23



### ADOPT FAMILIES FOR THE HOLIDAYS

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## Kiwanis Partnership

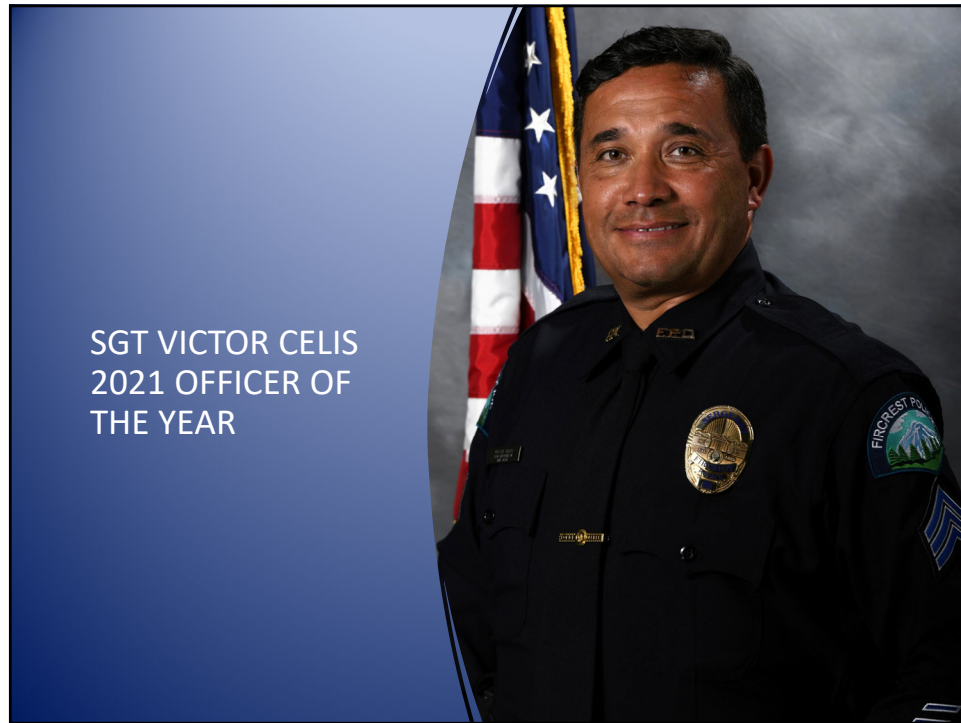


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## KIDS, COPS AND KIWANIS



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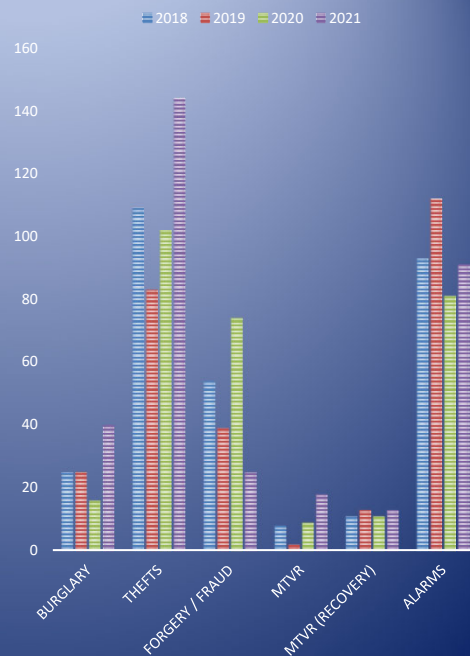
## CITY OF FIRCREST POLICE DEPARTMENT 2018-2021 STATISTICS



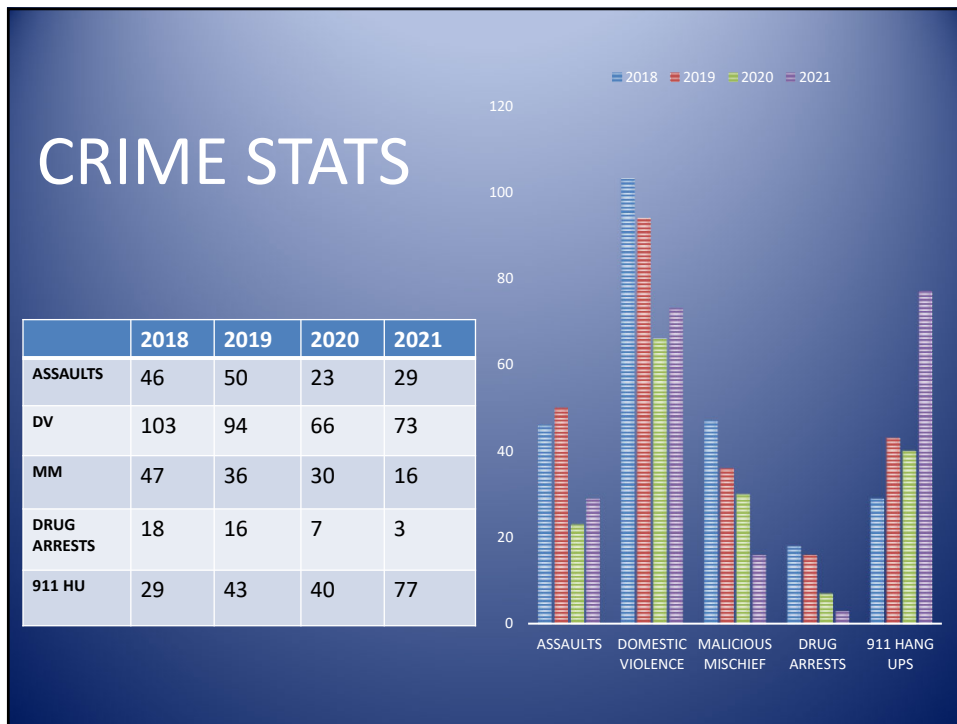
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### CRIME STATS

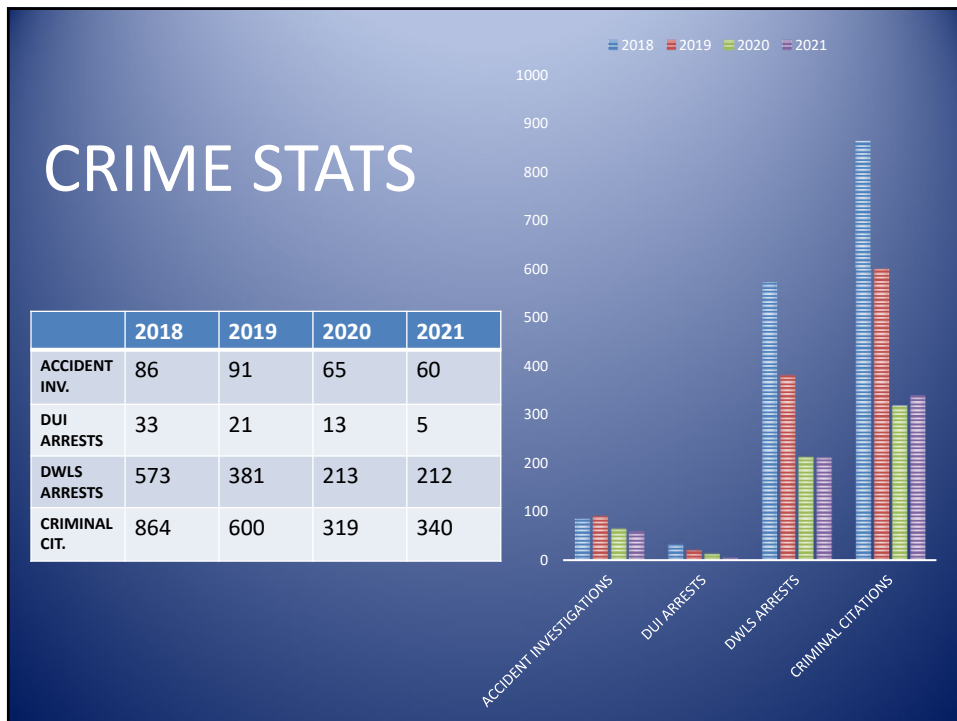
	2018	2019	2020	2021
BURGLARY	25	25	16	40
THEFTS	109	83	102	144
FRAUD	54	39	74	25
MVTR	8	2	9	18
MVTR (RECOV.)	11	13	11	13
ALARMS	93	112	81	91



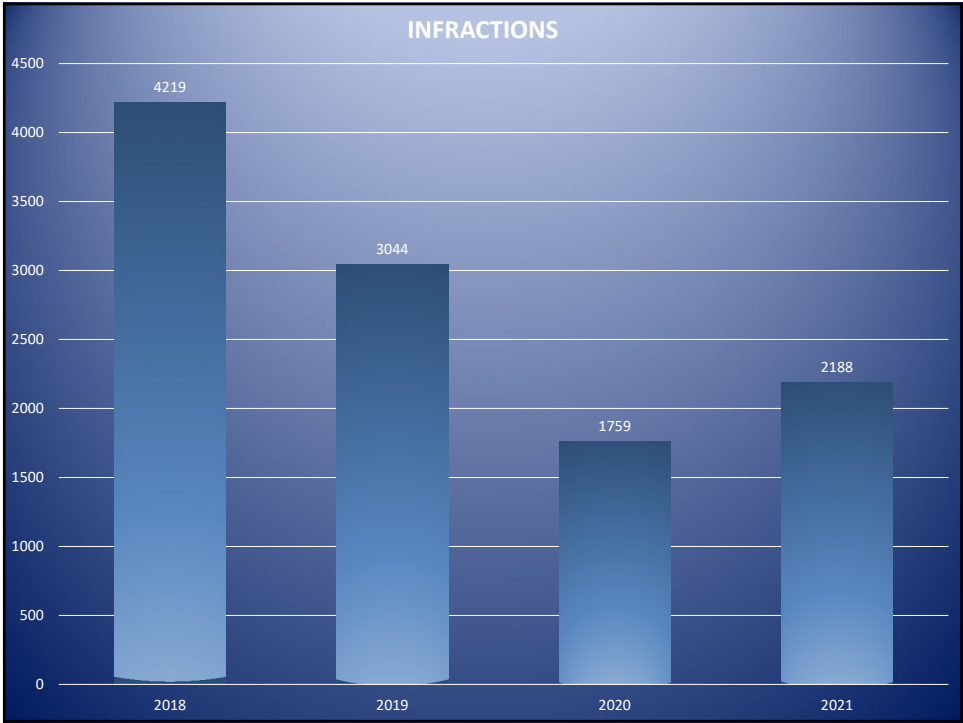
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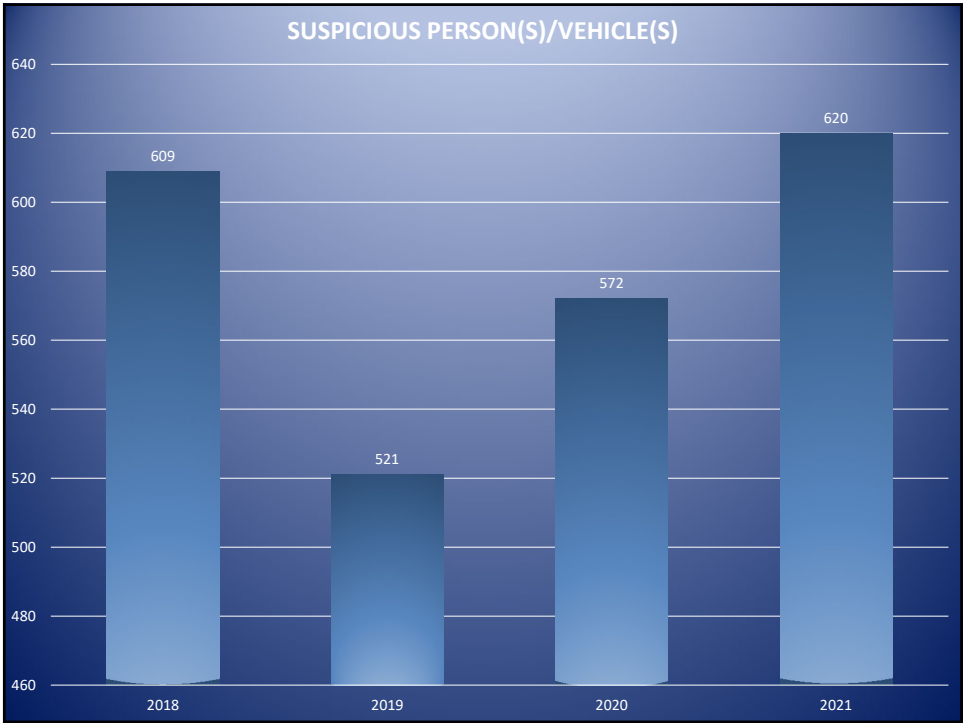
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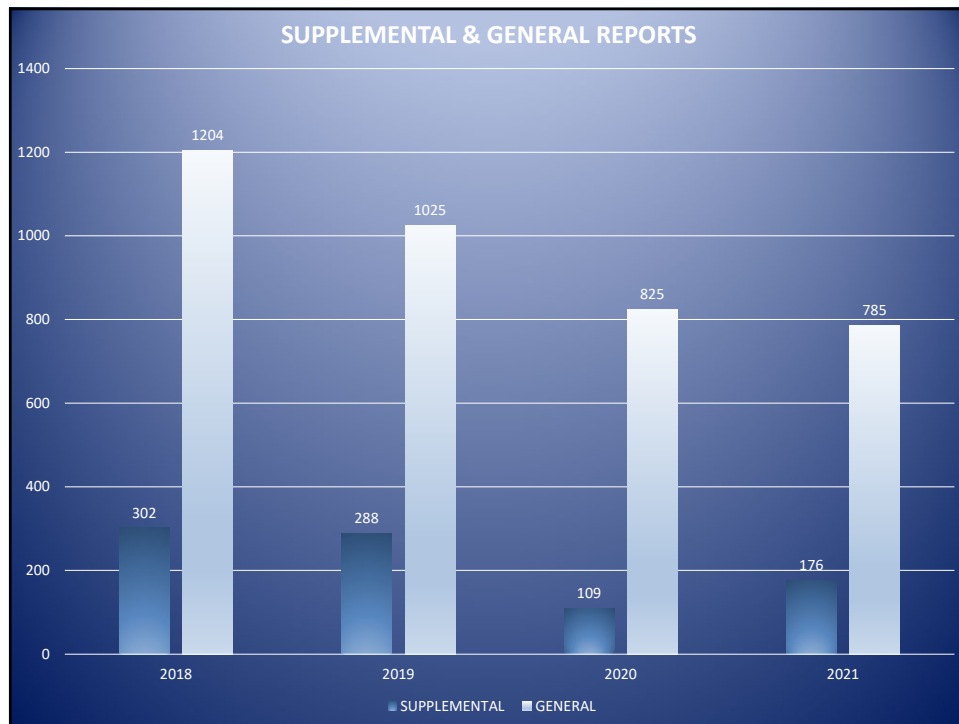
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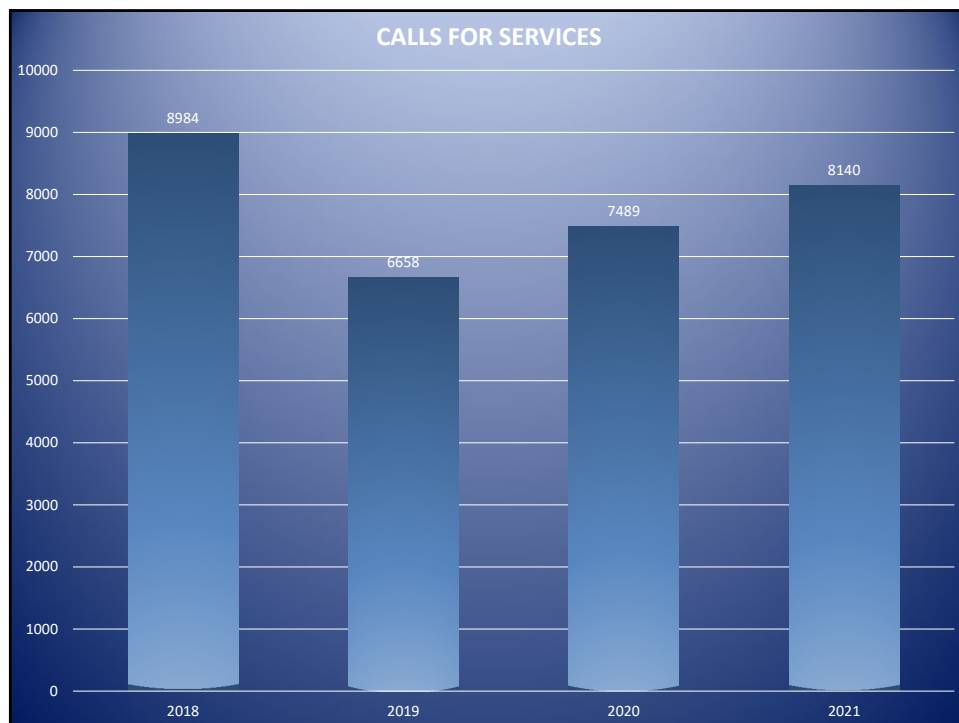
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## MOVING FORWARD

- IMPLEMENT BODY WORN CAMERA PROGRAM
- EXPLORE IMPLEMENTING DASH CAMERA PROGRAM.
- UPDATE POLICY AND PROCEDURE MANUAL-WITH LEXIPOL CONSULTANTS – Based on best practices and current case law.
- ENSURE ALL OFFICERS RECEIVE ADDITIONAL DE-ESCALATION, DUTY TO INTERVENE, AND CRISES INTERVENTION TRAINING.
- START “COFFEE WITH A COP” PROGRAM WHEN SAFE TO DO SO.
- CONTINUE LUNCH BUDDIES, TERRIFIC KIDS, READING PROGRAM, AND OTHER EDUCATIONAL PROGRAMS AT AREA SCHOOLS WHEN SAFE TO DO SO.

37

## IF YOU SEE SOMETHING SAY SOMETHING!!!

We cannot do our jobs effectively without the help and assistance of those we serve. As always, let's watch out for each other.

38