

## Legislative Fiscal Office

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## Joint Committee on Ways and Means

Sen. Betsy Johnson, Senate Co-Chair  
Sen. Elizabeth Steiner Hayward, Senate Co-Chair  
Rep. Dan Rayfield, House Co-Chair

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Laurie Byerly, Interim Legislative Fiscal Officer  
Amanda Beitel, Deputy Legislative Fiscal Officer (Budget)  
Paul Siebert, Deputy Legislative Fiscal Officer (Audit/IT)

**To:** Public Safety Subcommittee

**From:** Julie Neburka, Legislative Fiscal Office

**Date:** June 17, 2021

**Subject:** HB 2928 – Relating to the use of tools by law enforcement agencies  
Work Session Recommendations

House Bill 2928 regulates and limits the use of chemical incapacitants, kinetic impact projectiles, strobe lights, and sound devices by law enforcement for the purpose of crowd control. The measure requires that certain accommodations and instructions be made by law enforcement when deploying specified devices. Further, the measure prohibits law enforcement from acting in concert with another agency or proxy law enforcement to engage in conduct barred by statute or court order and establishes that an intentional violation of this provision constitutes official misconduct in the second degree. The measure takes effect upon passage.

### **Recommended Changes**

LFO recommends adoption of the -A15 amendment, which clarifies provisions that provide exceptions to prohibiting the use of a chemical incapacitant for crowd control by law enforcement. LFO also recommends adoption of the -A16 amendment, which removes the prohibition on the use of strobe lights for crowd control, and which appropriates \$605,781 General Fund to the Department of State Police to implement the provisions of the measure.

### **Final Subcommittee Action**

LFO recommends that HB 2928, as amended by the -A15 and -A16 amendments, be moved to the Ways and Means Full Committee.

### **Carriers**

Full Committee: \_\_\_\_\_

House Floor: \_\_\_\_\_

Senate Floor: \_\_\_\_\_