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HOUSE BILL 1895

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State of Washington

65th Legislature

2017 Regular Session

By Representatives Sawyer, Condotta, and Vick

1 AN ACT Relating to prohibiting the use of public resources to  
2 assist the federal government in any activity that might impede or  
3 interfere with Washington state's regulation of marijuana and  
4 marijuana-related products as prescribed by the laws of the state of  
5 Washington; and adding a new section to chapter 41.04 RCW.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 41.04  
8 RCW to read as follows:

9 (1) All public employees in this state are prohibited from  
10 assisting or otherwise expending state resources of any kind to  
11 knowingly aid or assist the federal government with respect to any  
12 activity or inquiry directly or indirectly related to any federal  
13 action or effort that might have the effect of impeding, obstructing,  
14 or otherwise interfering with the functioning or continued operation  
15 of the laws, regulations, procedures, systems, or public agencies of  
16 this state related to the production, processing, sale, use, or  
17 possession of marijuana as governed by chapters 69.50 and 69.51A RCW  
18 or other provisions of state law. This prohibition includes providing  
19 aid or assistance, whether directly or indirectly, to any federal  
20 official, federal employee, federal contractor, or other person with  
21 respect to the federal activities described in this subsection.

1 (2) A public employee who knowingly violates this section may be  
2 subject to disciplinary proceedings or termination of public  
3 employment in accordance with the laws and regulations governing the  
4 personnel practices of his or her public employer and the laws of  
5 this state.

6 (3) For the purposes of this section:

7 (a) "Public employee" means any employee of the state, local  
8 government, special purpose district, or other political subdivision  
9 of the state, and includes, but is not limited to, the following  
10 categories of publicly employed personnel:

11 (i) All employees engaged in activities related to law  
12 enforcement, public safety, and the criminal corrections system;

13 (ii) All employees engaged in activities related to the  
14 operation, administration, or management of state or local court  
15 systems; and

16 (iii) All employees engaged in activities related to the  
17 recording, storage, management, administration, processing,  
18 transmission, maintenance, or analysis of information, records, or  
19 data of any kind.

20 (b) "State resource" means:

21 (i) Any time or effort expended by a public employee during the  
22 hours in which they are expected or required to be engaged in  
23 employment related activities pursuant to the terms and requirements  
24 of his or her employment and for which he or she receives valuable  
25 compensation; and

26 (ii) The use of facilities or equipment owned or operated by the  
27 state, local governments, special purpose districts, or other  
28 political subdivisions of this state.

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