

By: Hunter

H.C.R. No. 73

CONCURRENT RESOLUTION

1 WHEREAS, Across Texas, the number of registered motorcycles
2 is growing at a rapid rate, and numerous motorcyclists have
3 expressed concerns regarding motorcycle profiling by law
4 enforcement officers; and

5 WHEREAS, Motorcycle profiling is the illegal use of a
6 person's motorcycle related apparel or status as a motorcycle
7 operator as a factor in deciding to stop and question, take
8 enforcement action, arrest, or search a person or vehicle; and

9 WHEREAS, Some Texans in motorcycle clubs have been unjustly
10 stopped and arrested due to being inaccurately identified as gang
11 members in the TXGANG database, and this has recently prompted
12 several courts to raise questions about how police use the law
13 enforcement tool; and

14 WHEREAS, According to a 2017 U.S. Senate resolution, reported
15 incidents of motorcycle profiling in the State of Washington
16 dropped approximately 90 percent within six years of the state
17 passing a law to ensure that issues related to motorcycle profiling
18 are included in law enforcement training; and

19 WHEREAS, Unlawful motorcycle profiling is a serious issue in
20 Texas and beyond, and every means of preventing it should be
21 explored; now, therefore, be it

22 RESOLVED, That the 87th Legislature of the State of Texas
23 hereby request that the lieutenant governor and the speaker of the
24 house of representatives create a joint interim committee to study

1 motorcycle operator profiling by law enforcement officers; and, be
2 it further

3 RESOLVED, That the study must consider:

4 (1) the effectiveness of current education and training
5 requirements for law enforcement officers regarding motorcycle
6 operator profiling awareness and sensitivity;

7 (2) potential improvements to education and training
8 requirements regarding motorcycle operator profiling awareness and
9 sensitivity that may be implemented by state and local law
10 enforcement agencies; and

11 (3) any other methods to decrease motorcycle operator
12 profiling by law enforcement officers; and, be it further

13 RESOLVED, That the committee's proceedings and operations be
14 governed by such general rules and policies for interim committees
15 as the 87th Texas Legislature may adopt; and, be it further

16 RESOLVED, That the committee shall submit a full report,
17 including findings and recommendations, to the 88th Legislature
18 before it convenes in January 2023.