

1 **JOINT RESOLUTION PROMOTING AWARENESS OF**
2 **MOTORCYCLE PROFILING**

3 2020 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Todd Weiler**

6 House Sponsor: Brad M. Daw

7
8 **LONG TITLE**

9 **General Description:**

10 This resolution promotes awareness of motorcycle profiling and encourages
11 collaboration and communication between the motorcycle community and law
12 enforcement officials to prevent motorcycle profiling.

13 **Highlighted Provisions:**

14 This resolution:

- 15 ▶ highlights the issue of motorcycle profiling by law enforcement;
- 16 ▶ recognizes that other states have enacted motorcycle profiling legislation;
- 17 ▶ promotes increased public awareness of motorcycle profiling;
- 18 ▶ encourages collaboration and communication between law enforcement and the
- 19 motorcycle community; and
- 20 ▶ urges state law enforcement officials to include materials condemning motorcycle
- 21 profiling in policies and training.

22 **Special Clauses:**

23 None

24
25 *Be it resolved by the Legislature of the state of Utah:*

26 WHEREAS, according to the Federal Highway Administration, motorcycle ridership
27 has continued to increase over time with nationwide registrations growing from 3,826,373 in



28 1997 to 8,715,204 in 2017;

29 WHEREAS, motorcycle profiling means the illegal use of the fact that a person rides a
30 motorcycle or wears motorcycle-related apparel as a factor in deciding to stop and question,
31 take enforcement action, arrest, or search a person or vehicle with or without legal basis under
32 the United States Constitution;

33 WHEREAS, as of August 2016, the annual National Motorcycle Profiling Survey
34 conducted by the Motorcycle Profiling Project found that approximately half of the
35 motorcyclists surveyed felt that they had been profiled by law enforcement at least once;

36 WHEREAS, complaints surrounding motorcycle profiling have been cited in all 50
37 states;

38 WHEREAS, nationwide protests to raise awareness and combat motorcycle profiling
39 have been held in multiple states;

40 WHEREAS, in 2011, the state of Washington enacted legislation requiring the Criminal
41 Justice Training Commission to ensure that issues related to motorcycle profiling are addressed
42 in basic law enforcement training, and that training is offered to in-service law enforcement
43 officers in conjunction with existing training regarding profiling; and

44 WHEREAS, according to the American Motorcyclist Association, the states of
45 Maryland and New Jersey also enacted legislation prohibiting the profiling of motorcyclists,
46 and 18 states have passed legislation that outlaws motorcycle-only checkpoints:

47 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah
48 encourages collaboration and communication between the motorcycle community and law
49 enforcement to engage in efforts to end motorcycle profiling.

50 BE IT FURTHER RESOLVED that the Legislature urges state law enforcement
51 officials to include statements condemning motorcycle profiling in written policies and training
52 materials.