

FIRST REGULAR SESSION

HOUSE BILL NO. 1262

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PERSON.

2433H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 43.505, RSMo, and to enact in lieu thereof one new section relating to arrest records.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 43.505, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.505, to read as follows:

43.505. 1. The department of public safety is hereby designated as the central repository for the collection, maintenance, analysis and reporting of crime incident activity generated by law enforcement agencies in this state. The department shall develop and operate a uniform crime reporting system that is compatible with the national uniform crime reporting system operated by the Federal Bureau of Investigation.

2. The department of public safety shall:

(1) Develop, operate, and maintain an information system for the collection, storage, maintenance, analysis and retrieval of crime incident and arrest reports from Missouri law enforcement agencies;

(2) **Develop, operate, and maintain a searchable information system containing arrest reports that is accessible to the public;**

(3) Compile the statistical data and forward such data as required to the Federal Bureau of Investigation or the appropriate Department of Justice agency in accordance with the standards and procedures of the national system;

~~(3)~~ (4) Provide the forms, formats, procedures, standards and related training or training assistance to all law enforcement agencies in the state as necessary for such agencies to report incident and arrest activity for timely inclusion into the statewide system;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 ~~[(4)]~~ (5) Annually publish a report on the nature and extent of crime and submit such
19 report to the governor and the general assembly. Such report and other statistical reports shall
20 be made available to state and local law enforcement agencies and the general public through an
21 electronic or manual medium;

22 ~~[(5)]~~ (6) Maintain the privacy and security of information in accordance with applicable
23 state and federal laws, regulations and orders; and

24 ~~[(6)]~~ (7) Establish such rules and regulations as are necessary for implementing the
25 provisions of this section. Any rule or portion of a rule, as that term is defined in section
26 536.010, that is created under the authority delegated in this section shall become effective only
27 if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
28 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the
29 general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove
30 and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority
31 and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

32 3. Every law enforcement agency in the state shall:

33 (1) Submit crime incident reports, **including individual arrest reports**, to the
34 department of public safety on forms or in the format prescribed by the department; and

35 (2) Submit any other crime incident information which may be required by the
36 department of public safety.

37 4. Any law enforcement agency that violates this section after December 31, 2021, may
38 be ineligible to receive state or federal funds which would otherwise be paid to such agency for
39 law enforcement, safety or criminal justice purposes.

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