

FIRST REGULAR SESSION

HOUSE BILL NO. 574

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ST. ONGE.

Read 1st time January 24, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

1372L.01I

AN ACT

To repeal section 577.051, RSMo, and to enact in lieu thereof one new section relating to Missouri uniform law enforcement system records, with a penalty provision.

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

Section A. Section 577.051, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 577.051, to read as follows:

577.051. 1. A record of the disposition in any court proceeding involving a violation of any of the provisions of sections 577.005 to 577.023, or violation of county or municipal ordinances involving alcohol- or drug-related driving offenses shall be forwarded to the [Missouri state highway patrol, or at the written direction of the Missouri state highway patrol, to the] department of revenue, within [fifteen] **seven** days by the clerk of the court in which the proceeding was held. **The records shall be forwarded by the department of revenue within fifteen days of receipt to the Missouri state highway patrol** and shall be entered by the highway patrol [or department of revenue] in the Missouri uniform law enforcement system records. Dispositions that shall be reported are pleas of guilty, findings of guilty, suspended imposition of sentence, suspended execution of sentence, probation, conditional sentences, sentences of confinement, and any other such dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly show the court, the court case number, the name, address, and motor vehicle operator's or chauffeur's license number of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.

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.

16 2. All records received by the Missouri state highway patrol or the department of revenue
17 under the provisions of this section shall be entered in the Missouri uniform law enforcement
18 system records and maintained by the Missouri state highway patrol. Records placed in the
19 Missouri uniform law enforcement system under the provisions of this section shall be made
20 available to any law enforcement officer in this state, any prosecuting or circuit attorney in this
21 state, or to any judge of a municipal or state court upon request.

22 3. Any person required by this section to furnish records to the Missouri state highway
23 patrol or department of revenue who willfully refuses to furnish such records [shall be] is guilty
24 of a class C misdemeanor.

25 4. Records required to be filed with the Missouri state highway patrol or the department
26 of revenue under the provisions of sections 302.225, RSMo, and 577.001 to 577.051 shall be
27 filed beginning July 1, 1983, and no penalties for nonfiling of records shall be applied prior to
28 July 1, 1983.

29 5. Forms and procedures for filing of records with the Missouri state highway patrol or
30 department of revenue as required in this chapter shall be promulgated by the director of the
31 department of public safety or department of revenue, as applicable, and approved by the
32 Missouri supreme court.

33 6. All record-keeping procedures required under the provisions of sections 577.005 to
34 577.023 shall be in accordance with this section, chapter 610, RSMo, to the contrary
35 notwithstanding.

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