

SECOND REGULAR SESSION

# HOUSE BILL NO. 2074

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES GRISAMORE (Sponsor), PRATT, TILLEY, MOORE, YATES,  
KRAUS, GRILL, ROORDA, HUGHES, McGHEE, WRIGHT, FISHER,  
SCHIEFFER AND STREAM (Co-sponsors).

Read 1st time February 7, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4740L.01I

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### AN ACT

To repeal section 650.120, RSMo, and to enact in lieu thereof one new section relating to  
Internet sex crimes investigation grant program.

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

Section A. Section 650.120, RSMo, is repealed and one new section enacted in lieu  
2 thereof, to be known as section 650.120, to read as follows:

650.120. 1. Subject to appropriation, the department of public safety shall create a  
2 program to distribute grants to multijurisdictional Internet cyber crime law enforcement task  
3 forces, multijurisdictional enforcement groups, as defined in section 195.503, RSMo, that are  
4 investigating Internet sex crimes against children, and other law enforcement agencies. Not more  
5 than three percent of the money appropriated may be used by the department to pay the  
6 administrative costs of the grant program. The grants shall be awarded and used to pay the  
7 salaries of detectives and computer forensic personnel whose focus is investigating Internet sex  
8 crimes against children, including but not limited to enticement of a child, possession or  
9 promotion of child pornography, provide funding for the training of law enforcement personnel  
10 **and prosecuting and circuit attorneys as well as their assistant prosecuting and circuit**  
11 **attorneys**, and purchase necessary equipment, supplies, and services. The funding for such  
12 training may be used to cover the travel expenses of those persons participating.

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.

13           2. A panel is hereby established in the department of public safety to award grants under  
14 this program and shall be comprised of the following members:

15           (1) The director of the department of public safety, or his or her designee;

16           (2) Two members shall be appointed by the director of the department of public safety  
17 from a list of six nominees submitted by the Missouri Police Chiefs Association;

18           (3) Two members shall be appointed by the director of the department of public safety  
19 from a list of six nominees submitted by the Missouri Sheriffs' Association;

20           (4) Two members of the state highway patrol shall be appointed by the director of the  
21 department of public safety from a list of six nominees submitted by the Missouri State Troopers  
22 Association;

23           (5) One member of the house of representatives who shall be appointed by the speaker  
24 of the house of representatives; and

25           (6) One member of the senate who shall be appointed by the president pro tem.

26

27 The panel members who are appointed under subdivisions (2), (3), and (4) of this subsection  
28 shall serve a four-year term ending four years from the date of expiration of the term for which  
29 his or her predecessor was appointed. However, a person appointed to fill a vacancy prior to the  
30 expiration of such a term shall be appointed for the remainder of the term. Such members shall  
31 hold office for the term of his or her appointment and until a successor is appointed. The  
32 members of the panel shall receive no additional compensation but shall be eligible for  
33 reimbursement for mileage directly related to the performance of panel duties.

34           3. Local matching amounts, which may include new or existing funds or in-kind  
35 resources including but not limited to equipment or personnel, are required for  
36 multijurisdictional Internet cyber crime law enforcement task forces and other law enforcement  
37 agencies to receive grants awarded by the panel. Such amounts shall be determined by the state  
38 appropriations process or by the panel.

39           4. When awarding grants, priority should be given to newly hired detectives and  
40 computer forensic personnel.

41           5. The panel shall establish minimum training standards for detectives and computer  
42 forensic personnel participating in the grant program established in subsection 1 of this section.

43           6. Multijurisdictional Internet cyber crime law enforcement task forces and other law  
44 enforcement agencies participating in the grant program established in subsection 1 of this  
45 section shall share information and cooperate with the highway patrol and with existing Internet  
46 crimes against children task force programs.

47           7. The panel may make recommendations to the general assembly regarding the need for  
48 additional resources or appropriations.

49           8. The power of arrest of any peace officer who is duly authorized as a member of a  
50 multijurisdictional Internet cyber crime law enforcement task force shall only be exercised during  
51 the time such peace officer is an active member of such task force and only within the scope of  
52 the investigation on which the task force is working. Notwithstanding other provisions of law  
53 to the contrary, such task force officer shall have the power of arrest, as limited in this  
54 subsection, anywhere in the state and shall provide prior notification to the chief of police of a  
55 municipality or the sheriff of the county in which the arrest is to take place. If exigent  
56 circumstances exist, such arrest may be made and notification shall be made to the chief of police  
57 or sheriff as appropriate and as soon as practical. The chief of police or sheriff may elect to work  
58 with the multijurisdictional Internet cyber crime law enforcement task force at his or her option  
59 when such task force is operating within the jurisdiction of such chief of police or sheriff.

60           9. Under section 23.253, RSMo, of the Missouri sunset act:

61           (1) The provisions of the new program authorized under this section shall sunset  
62 automatically six years after June 5, 2006, unless reauthorized by an act of the general assembly;  
63 and

64           (2) If such program is reauthorized, the program authorized under this section shall  
65 sunset automatically twelve years after the effective date of the reauthorization of this section;  
66 and

67           (3) This section shall terminate on September first of the calendar year immediately  
68 following the calendar year in which the program authorized under this section is sunset.

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