

SECOND REGULAR SESSION

# HOUSE BILL NO. 2740

## 100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PERSON.

5670H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal section 43.401, RSMo, and to enact in lieu thereof one new section relating to missing persons reports.

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

Section A. Section 43.401, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.401, to read as follows:

43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

(a) The name of the complainant;

(b) The name, address, and phone number of the guardian, if any, of the missing person;

(c) The relationship of the complainant to the missing person;

(d) The name, age, address, and all identifying characteristics of the missing person;

(e) The length of time the person has been missing; and

(f) All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to

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.

17 other law enforcement agencies who may come in contact with or be involved in the  
18 investigation or location of a missing person;

19       **(3) The law enforcement agency receiving the complaint of a missing person shall**  
20 **attempt to locate current photos of the missing person and shall scan such photos and enter**  
21 **them into MULES and NCIC within ten days of receiving such complaint;**

22       **(4)** A law enforcement agency with which a complaint of a missing child has been filed  
23 shall prepare, as soon as practicable, a standard missing child report. The missing child report  
24 shall be maintained as a record by the reporting law enforcement agency during the course of an  
25 active investigation;

26       ~~[(4)]~~ **(5)** Upon the location of a missing person, or the determination by the law  
27 enforcement agency of jurisdiction that the person is no longer missing, the law enforcement  
28 agency which reported the missing person shall immediately remove the record of the missing  
29 person from the MULES and NCIC files.

30       2. No law enforcement agency shall prevent an immediate active investigation on the  
31 basis of an agency rule which specifies an automatic time limitation for a missing person  
32 investigation.

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