

FIRST EXTRAORDINARY SESSION OF THE  
SECOND REGULAR SESSION

# HOUSE BILL NO. 54

## 100TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BOSLEY.

5838H.01I

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

To amend chapter 590, RSMo, by adding thereto two new sections relating to violent acts committed by peace officers, with an emergency clause.

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

Section A. Chapter 590, RSMo, is amended by adding thereto two new sections, to be  
2 known as sections 590.1150 and 590.1152, to read as follows:

**590.1150. 1. Prior to January 1, 2021, the attorney general shall create a database  
2 to coordinate the sharing of information between state, local, and federal law enforcement  
3 agencies concerning instances of excessive use of force related to law enforcement matters,  
4 accounting for applicable privacy and due process rights.**

**5 2. The database described in subsection 1 of this section shall include a mechanism  
6 to track, as permissible, terminations or decertifications of peace officers, criminal  
7 convictions of peace officers for on-duty conduct, and civil judgments against peace officers  
8 for improper use of force. The database shall account for instances where a peace officer  
9 resigns or retires while under active investigation related to the use of force. The attorney  
10 general shall take appropriate steps to ensure that the information in the database consists  
11 only of instances in which peace officers were afforded due process.**

**12 3. The attorney general shall regularly and periodically make available to the  
13 public aggregated and anonymized data from the database described in subsection 1 of this  
14 section, as consistent with applicable law.**

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.

2       **590.1152. Notwithstanding any other provision of law, if any peace officer is**  
3       **convicted of or pleads guilty or nolo contendere to a crime involving the unlawful use or**  
4       **threatened use of physical force, or is found civilly liable for the use of unlawful physical**  
5       **force, the POST commission shall revoke the peace officer's certification under this**  
6       **chapter. The POST commission shall not reinstate the peace officer's certification or grant**  
7       **new certification to the peace officer unless the peace officer is exonerated by a court. The**  
8       **POST commission shall record each decertified peace officer in the database created under**  
      **section 590.1150.**

      Section B. Because immediate action is necessary to protect and foster a relationship of  
2 trust between the citizens and the peace officers in this state, and to provide law enforcement  
3 agencies a method to ensure they are hiring the most trustworthy and nonviolent peace officers,  
4 section A of this act is deemed necessary for the immediate preservation of the public health,  
5 welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of  
6 the constitution, and section A of this act shall be in full force and effect upon its passage and  
7 approval.

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