

HB 33 -- LAW ENFORCEMENT ACCOUNTABILITY ACT

SPONSOR: Roberts (77)

This bill establishes the "Law Enforcement Accountability Act".

PEACE OFFICER BODY CAMERAS (Section 590.1252, RSMo)

The bill requires all peace officers in this state to wear a video camera including video and audio affixed to the peace officer's uniform while on duty, which will record the interaction between a peace officer and a member of the public.

Any recordings made by such video camera must be preserved for a minimum of 60 days and must be available to the public within 14 days of any incident through a state-wide database.

Detectives or other peace officers working in an undercover capacity are not subject to this requirement, nor is any peace officer in situations where the wearing of such a video camera would endanger the safety of the officer or the public .

Law enforcement agencies must develop policies and procedures necessary to execute the provisions of this section prior to January 1, 2021.

PEACE OFFICER USE OF FORCE REPORTS (Section 590.1254)

Beginning January 1, 2021, the State Highway Patrol and each local law enforcement agency that employs peace officers must report to the Attorney General's Office the following:

- (1) All use of force by its peace officers that results in death or serious bodily injury, including information specified in the bill;
- (2) All instances when a peace officer resigned while under investigation for violating department policy;
- (3) All data relating to contacts conducted by its peace officers, including information specified in the bill;
- (4) All instances of unannounced entry into a residence with or without a warrant including information specified in the bill;

The State Highway Patrol and local law enforcement agencies shall not report the name, address, Social Security number, or other unique personal identifying information of the subject of the use of force, victim of the official misconduct, or persons contacted,

searched, or subjected to a property seizure.

The data required to be reported under this section must be made available to the public on a statewide database maintained by the Attorney General, and the Attorney General must publish the database on its website no later than January 1, 2022. The database must include a law enforcement identification system to track peace officer complaints from one agency to another. The database shall not require special accounts or impose fees for access to the database (Section 590.1254).

The State Highway Patrol and any local law enforcement agency that fails to meet its reporting requirements under this section is subject to the suspension of its funding by its appropriating authority.

REVOCATION OF POST COMMISSION CERTIFICATION (Section 590.1256)

If any peace officer is convicted of or pleads guilty or nolo contendere to a crime involving the unlawful use or threatened use of physical force, or is found civilly liable for the use of unlawful physical force, the Peace Officer Standards and Training (POST) Commission shall revoke the peace officer's certification under this chapter. The POST Commission shall not reinstate the peace officer's certification or grant new certification to the peace officer unless the peace officer is exonerated by a court. The POST Commission shall record each decertified peace officer in the database created under Section 590.1254.

This bill has an emergency clause.