

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Bill No. 1088, Page 3, Section 590.1255, Line 55, by inserting after all of said
2 section and line the following:

3
4 "590.1265. 1. The provisions of this section shall be known and may be cited as the "Police
5 Use of Force Transparency Act of 2021".

6 2. For purposes of this section, the following terms mean:

7 (1) "Law enforcement agency", the same meaning as defined in section 590.1040;

8 (2) "Peace officer", the same meaning as defined in section 590.010;

9 (3) "Use-of-force incident", an incident in which:

10 (a) A fatality occurs that is connected to a use of force by a peace officer;

11 (b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or

12 (c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at,
13 or in the direction of, a person.

14 3. Each law enforcement agency shall, at least annually, collect and report local data on use-
15 of-force incidents involving peace officers to the National Use of Force Data Collection through the
16 Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

17 4. Each law enforcement agency shall additionally report the data submitted under
18 subsection 3 of this section to the department of public safety. Law enforcement agencies shall not
19 include personally identifying information of individual peace officers in their reports.

20 5. The department of public safety shall, no later than June 30, 2022, develop standards and
21 procedures governing the collection and reporting of use-of-force data under this section. The
22 standards and procedures shall be consistent with the requirements, definitions, and methods of the
23 National Use of Force Data Collection administered by the Federal Bureau of Investigation.

24 6. The department of public safety shall publish the data reported by law enforcement
25 agencies under subsection 4 of this section, including statewide aggregate data and agency-specific
26 data, in a publicly available report. Such data shall be deemed a public record consistent with the
27 provisions and exemptions contained in chapter 610.

28 7. The department of public safety shall undertake an analysis of any trends and disparities
29 in rates of use of force by all law enforcement agencies, with a report to be released to the public no
30 later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once
31 every five years.

32 Section B. Section 590.1265 of section A of this act shall become effective on January 1,
33 2022."; and

34
35 Further amend said bill by amending the title, enacting clause, and intersectional references
36 accordingly.

Action Taken _____ Date _____