

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill Nos. 775, 751 & 640, Page 5, Section 573.550, Line 26, by inserting after all of said  
3 section and line the following:  
4

5 "590.650. 1. As used in this section "minority group" means individuals of African,  
6 Hispanic, Native American or Asian descent.

7 2. Each time a peace officer stops a driver of a motor vehicle, that officer shall report the  
8 following information to the law enforcement agency that employs the officer:

9 (1) The age, gender and race or minority group of the individual stopped;

10 (2) The reasons for the stop;

11 (3) Whether a search was conducted as a result of the stop;

12 (4) If a search was conducted, whether the individual consented to the search, the probable  
13 cause for the search, whether the person was searched, whether the person's property was searched,  
14 and the duration of the search;

15 (5) Whether any contraband was discovered in the course of the search and the type of any  
16 contraband discovered;

17 (6) Whether any warning or citation was issued as a result of the stop;

18 (7) If a warning or citation was issued, the violation charged or warning provided;

19 (8) Whether an arrest was made as a result of either the stop or the search;

20 (9) If an arrest was made, the crime charged; ~~[and]~~

21 (10) If any injury was made by a law enforcement animal to the individual stopped; and

22 ~~[(10)]~~ (11) The location of the stop.  
23

24 Such information may be reported using a format determined by the department of public safety  
25 which uses existing citation and report forms.

26 3. (1) Each law enforcement agency shall compile the data described in subsection 2 of this  
27 section for the calendar year into a report to the attorney general.

28 (2) Each law enforcement agency shall submit the report to the attorney general no later  
29 than March first of the following calendar year.

30 (3) The attorney general shall determine the format that all law enforcement agencies shall

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 use to submit the report.

2 4. (1) The attorney general shall analyze the annual reports of law enforcement agencies  
3 required by this section and submit a report of the findings to the governor, the general assembly  
4 and each law enforcement agency no later than June first of each year.

5 (2) The report of the attorney general shall include at least the following information for  
6 each agency:

7 (a) The total number of vehicles stopped by peace officers during the previous calendar  
8 year;

9 (b) The number and percentage of stopped motor vehicles that were driven by members of  
10 each particular minority group;

11 (c) A comparison of the percentage of stopped motor vehicles driven by each minority  
12 group and the percentage of the state's population that each minority group comprises; and

13 (d) A compilation of the information reported by law enforcement agencies pursuant to  
14 subsection 2 of this section.

15 5. Each law enforcement agency shall adopt a policy on race-based traffic stops that:

16 (1) Prohibits the practice of routinely stopping members of minority groups for violations of  
17 vehicle laws as a pretext for investigating other violations of criminal law;

18 (2) Provides for periodic reviews by the law enforcement agency of the annual report of the  
19 attorney general required by subsection 4 of this section that:

20 (a) Determine whether any peace officers of the law enforcement agency have a pattern of  
21 stopping members of minority groups for violations of vehicle laws in a number disproportionate to  
22 the population of minority groups residing or traveling within the jurisdiction of the law  
23 enforcement agency; and

24 (b) If the review reveals a pattern, require an investigation to determine whether any peace  
25 officers of the law enforcement agency routinely stop members of minority groups for violations of  
26 vehicle laws as a pretext for investigating other violations of criminal law; and

27 (3) Provides for appropriate counseling and training of any peace officer found to have  
28 engaged in race-based traffic stops within ninety days of the review.

29  
30 The course or courses of instruction and the guidelines shall stress understanding and respect for  
31 racial and cultural differences, and development of effective, noncombative methods of carrying out  
32 law enforcement duties in a racially and culturally diverse environment.

33 6. If a law enforcement agency fails to comply with the provisions of this section, the  
34 governor may withhold any state funds appropriated to the noncompliant law enforcement agency.

35 7. Each law enforcement agency in this state may utilize federal funds from community-  
36 oriented policing services grants or any other federal sources to equip each vehicle used for traffic  
37 stops with a video camera and voice-activated microphone.

38 8. A peace officer who stops a driver of a motor vehicle pursuant to a lawfully conducted  
39 sobriety check point or road block shall be exempt from the reporting requirements of subsection 2

1 of this section.

2 590.1300. The POST commission shall investigate all injuries made by a law enforcement  
3 animal as that term is defined under section 575.010 when the animal is involved in law  
4 enforcement investigation, apprehension, tracking, or search or the animal is in the custody or under  
5 the control of a peace officer.

6 590.1305. All peace officers shall wear video cameras affixed to the peace officer's uniform  
7 while on duty and with a law enforcement animal as that term is defined under section 575.010 in  
8 the custody or under the control of the peace officer in connection with the peace officer's official  
9 duties.

10 590.1310. 1. The department shall establish minimum standards and training requirements  
11 for law enforcement animal as that term is defined under section 575.010 training for peace officers.  
12 The training requirements may be satisfied through the completion of and certification by a  
13 nationally accredited law enforcement animal training program.

14 2. No peace officer may employ the use of a law enforcement animal in connection with  
15 their official duties until the officer has satisfied the training and certification requirements of  
16 subsection 1 of this section."; and

17  
18 Further amend said bill, Page 12, Section 595.226, Line 28, by inserting after all of said section and  
19 line the following:

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21 "Section 1. Any finding for damages resulting from a law enforcement animal as that term  
22 is defined under section 575.010 shall be paid with in an equal proportion by the jurisdiction for  
23 which the law enforcement animal provides service and the state from money appropriated in  
24 specified allocation to the department of public safety."; and  
25

26 Further amend said bill by amending the title, enacting clause, and intersectional references  
27 accordingly.