

**HOUSE AMENDMENT NO. \_\_\_\_**  
**TO**  
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**Offered By**

AMEND House Amendment No. \_\_\_\_ to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 89, Line 40, by inserting after said line the following:

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

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

- (1) The age, gender and race or minority group of the individual stopped;
- (2) The reasons for the stop;
- (3) Whether a search was conducted as a result of the stop;
- (4) If a search was conducted, whether the individual consented to the search, the probable cause for the search, whether the person was searched, whether the person's property was searched, and the duration of the search;
- (5) Whether any contraband was discovered in the course of the search and the type of any contraband discovered;
- (6) Whether any warning or citation was issued as a result of the stop;
- (7) If a warning or citation was issued, the violation charged or warning provided;
- (8) Whether an arrest was made as a result of either the stop or the search;
- (9) If an arrest was made, the crime charged; and
- (10) The location of the stop.

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

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

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

(3) The attorney general shall determine the format that all law enforcement agencies shall use to submit the report.

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

(2) The report of the attorney general shall include at least the following information for

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

1 each agency:

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

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

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

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

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

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

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

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

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

22 (3) Provides for appropriate discipline, up to and including dismissal, counseling, and  
23 training of any peace officer found to have engaged in race-based traffic stops within ninety days of  
24 the review.

25  
26 The course or courses of instruction and the guidelines shall stress understanding and respect for  
27 racial and cultural differences, and development of effective, noncombative methods of carrying out  
28 law enforcement duties in a racially and culturally diverse environment.

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

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

34 8. A peace officer who stops a driver of a motor vehicle pursuant to a lawfully conducted  
35 sobriety check point or road block shall be exempt from the reporting requirements of subsection 2  
36 of this section."; and

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

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41 THIS AMENDMENT AMENDS 3494H10.62X.