

SECOND REGULAR SESSION

HOUSE BILL NO. 1610

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE VAN SCHOIACK.

3733H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 542, RSMo, by adding thereto one new section relating to searches of private property.

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

Section A. Chapter 542, RSMo, is amended by adding thereto one new section, to be known as section 542.520, to read as follows:

542.520. 1. Notwithstanding any provision of law, no law enforcement officer or employee of a state agency or political subdivision shall:

(1) Place or use surveilling equipment on private property unless the law enforcement officer or employee of a state agency or political subdivision has reasonable suspicion that a violation of any law or regulation has occurred; or

(2) Enter private property without a valid search warrant or permission from the land owner or lessee.

2. A land owner or lessee may refuse entrance by a law enforcement officer or an employee of a state agency or political subdivision onto the private property of the land owner or lessee unless the law enforcement officer or employee of a state agency or political subdivision has a valid search warrant to enter the private property.

3. The provisions of this section shall not apply in cases involving local, state, or national security or missing persons or investigations of felony offenses by law enforcement.

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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.