

FIRST REGULAR SESSION

HOUSE BILL NO. 1505

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PERKINS.

3107H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 43.505, 217.075, and 332.081, RSMo, and to enact in lieu thereof eleven new sections relating to public safety, with a penalty provision.

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

Section A. Sections 43.505, 217.075, and 332.081, RSMo, are repealed and eleven new sections enacted in lieu thereof, to be known as sections 43.505, 211.436, 217.075, 217.312, 217.446, 217.451, 217.1200, 221.108, 221.520, 332.081, and 650.040, to read as follows:

43.505. 1. The department of public safety is hereby designated as the central repository for the collection, maintenance, analysis and reporting of crime incident activity generated by law enforcement agencies in this state. The department shall develop and operate a uniform crime reporting system that is compatible with the national uniform crime reporting system operated by the Federal Bureau of Investigation.

2. The department of public safety shall:

(1) Develop, operate and maintain an information system for the collection, storage, maintenance, analysis and retrieval of crime incident and arrest reports from Missouri law enforcement agencies;

(2) Compile the statistical data and forward such data as required to the Federal Bureau of Investigation or the appropriate Department of Justice agency in accordance with the standards and procedures of the national system;

(3) Provide the forms, formats, procedures, standards and related training or training assistance to all law enforcement agencies in the state as necessary for such agencies to report incident and arrest activity for timely inclusion into the statewide system;

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.

16 (4) Annually publish a report on the nature and extent of crime and submit such
17 report to the governor and the general assembly. Such report and other statistical reports shall
18 be made available to state and local law enforcement agencies and the general public through
19 an electronic or manual medium;

20 (5) **Beginning January 1, 2026, publish quarterly clearance rates, as defined in**
21 **section 650.040, on the department's website by the fifteenth calendar day of the month**
22 **following the close of the preceding quarter;**

23 (6) **Beginning January 1, 2027, report the data collected pursuant to subdivision**
24 **(2) of subsection 3 of this section to the governor, Missouri peace officers standards and**
25 **training commission, chair of the committee on the judiciary and civil and criminal**
26 **jurisprudence of the senate, chair of the committee on crime prevention and public**
27 **safety of the house of representatives, and chair of the committee on the judiciary of the**
28 **house of representatives by July 1, 2027, and by July first of each year thereafter. The**
29 **department shall also make the report available to the public on the department's**
30 **website;**

31 (7) Maintain the privacy and security of information in accordance with applicable
32 state and federal laws, regulations and orders; and

33 ~~[(6)]~~ (8) Establish such rules and regulations as are necessary for implementing the
34 provisions of this section. Any rule or portion of a rule, as that term is defined in section
35 536.010, that is created under the authority delegated in this section shall become effective
36 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,
37 section 536.028. This section and chapter 536 are nonseverable and if any of the powers
38 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date
39 or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of
40 rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid
41 and void.

42 3. Every law enforcement agency in the state shall:

43 (1) Submit crime incident reports to the department of public safety on forms or in the
44 format prescribed by the department; and

45 (2) Submit any other crime incident information which may be required by the
46 department of public safety.

47 (a) **Beginning January 1, 2026, every law enforcement agency in the state shall**
48 **collect data documenting case clearances, including information on clearance rates, as**
49 **defined in section 650.040, for nonfatal shootings, as determined by the department of**
50 **public safety, and report such data to the department on a monthly basis.**

51 (b) **All clearance rate data collected and reported pursuant to this section shall**
52 **be disaggregated by whether the offense was cleared by arrest or the offense was cleared**

53 by exceptional means, as defined in section 650.040; document the year of the offense
54 and the demographic information of the victim; and detail the average duration per
55 office from the date of the offense to the date of clearance.

56 4. Any law enforcement agency that violates this section after December 31, 2021,
57 may be ineligible to receive state or federal funds which would otherwise be paid to such
58 agency for law enforcement, safety or criminal justice purposes.

211.436. 1. Instruments of restraint, including handcuffs, chains, irons, or
2 straitjackets, shall not be used on a child during a proceeding in a juvenile court and
3 shall be removed prior to the child's appearance before the court unless, after a hearing,
4 the court finds both that:

5 (1) The use of restraints is necessary due to one of the following factors:

6 (a) Instruments of restraint are necessary to prevent physical harm to the child
7 or another person;

8 (b) The child has a history of disruptive courtroom behavior that has placed
9 others in potentially harmful situations or presents a substantial risk of inflicting
10 physical harm on himself or herself or others as evidenced by recent behavior; or

11 (c) There is evidence that the child presents a substantial risk of flight from the
12 courtroom; and

13 (2) There are no less restrictive alternatives to restraints that will prevent flight
14 or physical harm to the child or another person including, but not limited to, the
15 presence of court personnel, law enforcement officers, or bailiffs.

16 2. If the juvenile officer believes that there is an immediate safety or flight risk,
17 as provided under subsection 1 of this section, the juvenile officer shall advise the
18 attorney for the child and make a request in writing prior to the commencement of the
19 proceeding for the child to remain restrained during the court proceeding while in the
20 presence of the parties to the proceeding.

21 3. If a request for restraints is made by the juvenile officer, the court shall order
22 a hearing and provide the child's attorney an opportunity to be heard before the court
23 orders the use of restraints. If restraints are ordered, the court shall make findings of
24 fact in support of the order.

25 4. If restraints are used, the restraints shall allow the child limited movement of
26 the hands to read and handle documents and writings necessary to the proceeding.
27 Under no circumstances shall a child be restrained using restraints fixed to a wall, floor,
28 furniture, or other stationary object.

217.075. 1. All offender records compiled, obtained, prepared or maintained by the
2 department or its divisions shall be designated public records within the meaning of chapter
3 610 except:

4 (1) Any information, report, record or other document pertaining to an offender's
5 personal medical history, which shall be a closed record;

6 (2) Any information, report, record or other document in the control of the
7 department or its divisions authorized by federal or state law to be a closed record;

8 (3) Any internal administrative report or document relating to institutional security.

9 2. The court of jurisdiction, or the department, may at their discretion permit the
10 inspection of the department reports or parts of such reports by the offender, whenever the
11 court or department determines that such inspection is in the best interest or welfare of the
12 offender.

13 3. Department records may be automated and made available to:

14 (1) Treatment agencies working with the department in the treatment of the offender;

15 (2) Law enforcement agencies; or

16 (3) Qualified persons and organizations for research, evaluative, and statistical
17 purposes under written agreements reasonably designed to ensure the security and
18 confidentiality of the information and the protection of the privacy interests of the
19 individuals who are subjects of the records.

20 4. No department employee shall have access to any material closed by this section
21 unless such access is necessary for the employee to carry out his duties. The department by
22 rule shall determine what department employees or other persons shall have access to closed
23 records and the procedures needed to maintain the confidentiality of such closed records.

24 5. No person, association, firm, corporation or other agency shall knowingly solicit,
25 disclose, receive, publish, make use of, authorize, permit, participate in or acquiesce in the
26 use of any name or lists of names for commercial or political purposes of any nature in
27 violation of this section.

28 6. All health care providers and hospitals who have cared for offenders during the
29 period of the offender's incarceration shall provide a copy of all medical records in their
30 possession related to such offender upon demand from the department's health care
31 administrator. The department shall provide reasonable compensation for the cost of such
32 copies and no health care provider shall be liable for breach of confidentiality when acting
33 pursuant to this subsection.

34 **7. Notwithstanding any provision of law to the contrary, the department shall**
35 **provide to an offender, or to an offender's personal representative, electronic copies of**
36 **all medical records related to such offender while in the custody of the department upon**
37 **request from the offender or the offender's personal representative. Such electronic**
38 **copies shall be provided within thirty days of an offender's request and at no cost to the**
39 **offender.**

40 ~~[7:]~~ **8.** Copies of all papers, documents, or records compiled, obtained, prepared or
41 maintained by the department or its divisions, properly certified by the appropriate division,
42 shall be admissible as evidence in all courts and in all administrative tribunals in the same
43 manner and with like effect as the originals, whenever the papers, documents, or records are
44 either designated by the department of corrections as public records within the meaning of
45 chapter 610 or are declared admissible as evidence by a court of competent jurisdiction or
46 administrative tribunal of competent jurisdiction.

47 ~~[8:]~~ **9.** Any person found guilty of violating the provisions of this section shall be
48 guilty of a class A misdemeanor.

217.312. 1. On delivery of the offender to the reception and diagnostic center, he
2 or she shall be given the opportunity to designate a personal representative.

3 **2.** The department shall develop a form for offenders to make a personal
4 representative designation. Such form, which shall be made available to the offender in
5 a paper and an electronic format, shall include the personal representative's name and
6 relationship to the offender, mailing address, email address, phone number, and birth
7 date.

8 **3.** The director may promulgate all necessary rules and regulations for the
9 administration of this section. Any rule or portion of a rule, as that term is defined in
10 section 536.010, that is created under the authority delegated in this section shall
11 become effective only if it complies with and is subject to all of the provisions of chapter
12 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable
13 and if any of the powers vested with the general assembly pursuant to chapter 536 to
14 review, to delay the effective date, or to disapprove and annul a rule are subsequently
15 held unconstitutional, then the grant of rulemaking authority and any rule proposed or
16 adopted after August 28, 2025, shall be invalid and void.

217.446. 1. When any person under fifty years of age dies within a department
2 of corrections facility, the Missouri state highway patrol shall conduct an independent
3 death investigation.

4 **2.** In conducting the investigation, the highway patrol shall be granted full access
5 to any records and findings of an autopsy conducted under section 217.412.

217.451. 1. Correctional centers shall provide offenders with reasonable access
2 to phone services during an offender's term of confinement; provided that, phone access
3 may be restricted as a disciplinary measure.

4 **2.** No correctional center or other party shall charge an offender in a
5 correctional center a total amount for a domestic phone call, including fees and any per-
6 minute rate, that exceeds the equivalent of twelve cents per minute.

217.1200. 1. The department of corrections may develop a hospice care training program within the state prison system. The department of corrections, in cooperation with the department of health and senior services and the department of commerce and insurance, may jointly partner in the program to determine the appropriate training for the purpose of obtaining licensure or certification required for inmates selected to participate in the program.

2. The department of corrections, the department of health and senior services, and the division of professional registration within the department of commerce and insurance shall jointly approve program curriculum for the training of eligible inmates currently in the custody of the department of corrections. The curriculum shall include required program credits for each subject and practical skills instruction. Training shall be provided by a licensed physician, registered nurse, or other appropriately licensed or trained health care professional, as determined by the department of health and senior services and the division of professional registration.

3. Upon successful completion of the training program provided for under subsection 2 of this section, the department of corrections shall issue a program completion certificate to the inmate. The department of corrections in cooperation with the department of health and senior services and the division of professional registration shall develop a process for submission of notice of training completion and application for licensure or certification to the division of professional registration, as prescribed by the department of health and senior services.

4. The department of health and senior services, in consultation with the department of corrections and the department of commerce and insurance, shall have the authority to promulgate rules for the administration of this section, including implementation of the curriculum, as provided for under subsection 2 of this section, and for continuing education or training requirements necessary for maintaining state certification in good standing. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2025, shall be invalid and void.

5. Nothing in this section shall be construed as establishing a right to employment with any licensed hospice provider.

221.108. 1. Jails shall provide inmates with reasonable access to phone services during an inmate's term of confinement; provided that, phone access may be restricted as a disciplinary measure.

2. No jail or other party shall charge an inmate in a jail a total amount for a domestic phone call, including fees and any per-minute rate, that exceeds the equivalent of twelve cents per minute.

221.520. 1. As used in this section, the following terms shall mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other offenders, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. Except in extraordinary circumstances, a county or city jail shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or during medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery.

3. In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least five years from the date the restraints were used.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front

31 of such offender's body to protect the offender and the unborn child in the case of a
32 forward fall.

33 **5. If a doctor, nurse, or other health care provider treating the pregnant offender**
34 **in her third trimester or the postpartum offender within forty-eight hours postdelivery**
35 **requests that restraints not be used, the sheriff or jailer accompanying such offender**
36 **shall immediately remove all restraints.**

37 **6. Pregnant offenders shall be transported in vehicles equipped with seatbelts.**

38 **7. The county or city jail shall:**

39 **(1) Ensure that employees of the jail are provided with training, which may**
40 **include online training, on the provisions of this section; and**

41 **(2) Inform female offenders, in writing and orally, of any policies and practices**
42 **developed in accordance with this section upon admission to the jail and post the policies**
43 **and practices in locations in the jail where such notices are commonly posted and will be**
44 **seen by female offenders.**

332.081. 1. Notwithstanding any other provision of law to the contrary, hospitals
2 licensed under chapter 197 shall be authorized to employ any or all of the following oral
3 health providers:

4 (1) A dentist licensed under this chapter for the purpose of treating on hospital
5 premises those patients who present with a dental condition and such treatment is necessary to
6 ameliorate the condition for which they presented such as severe pain or tooth abscesses;

7 (2) An oral and maxillofacial surgeon licensed under this chapter for the purpose of
8 treating oral conditions that need to be ameliorated as part of treating the underlying cause of
9 the patient's medical needs including, but not limited to, head and neck cancer, HIV or AIDS,
10 severe trauma resulting in admission to the hospital, organ transplant, diabetes, or seizure
11 disorders. It shall be a condition of treatment that such patients are admitted to the hospital on
12 either an in- or out-patient basis; and

13 (3) A maxillofacial prosthodontist licensed under this chapter for the purpose of
14 treating and supporting patients of a head and neck cancer team or other complex care or
15 surgical team for the fabrication of appliances following ablative surgery, surgery to correct
16 birth anomalies, extensive radiation treatment of the head or neck, or trauma-related surgery.

17 2. No person or other entity shall practice dentistry in Missouri or provide dental
18 services as ~~defined~~ **described** in section 332.071 unless and until the board has issued to the
19 person a certificate certifying that the person has been duly registered as a dentist in Missouri
20 or the board has issued such certificate to an entity that has been duly registered to provide
21 dental services by licensed dentists and dental hygienists and unless and until the board has
22 issued to the person a license, to be renewed each period, as provided in this chapter, to
23 practice dentistry or as a dental hygienist, or has issued to the person or entity a permit, to be

24 renewed each period, to provide dental services in Missouri. Nothing in this chapter shall be
25 so construed as to make it unlawful for:

26 (1) A legally qualified physician or surgeon, who does not practice dentistry as a
27 specialty, from extracting teeth;

28 (2) A dentist licensed in a state other than Missouri from making a clinical
29 demonstration before a meeting of dentists in Missouri;

30 (3) Dental students in any accredited dental school to practice dentistry under the
31 personal direction of instructors;

32 (4) Dental hygiene students in any accredited dental hygiene school to practice dental
33 hygiene under the personal direction of instructors;

34 (5) A duly registered and licensed dental hygienist in Missouri to practice dental
35 hygiene as defined in section 332.091;

36 (6) A dental assistant, certified dental assistant, or expanded functions dental assistant
37 to be delegated duties as defined in section 332.093;

38 (7) A duly registered dentist or dental hygienist to teach in an accredited dental or
39 dental hygiene school;

40 (8) A person who has been granted a dental faculty permit under section 332.183 to
41 practice dentistry in the scope of his or her employment at an accredited dental school,
42 college, or program in Missouri;

43 (9) A duly qualified anesthesiologist or nurse anesthetist to administer an anesthetic
44 in connection with dental services or dental surgery;

45 (10) A person to practice dentistry in or for:

46 (a) The United States Armed Forces;

47 (b) The United States Public Health Service;

48 (c) Migrant, community, or health care for the homeless health centers provided in
49 Section 330 of the Public Health Service Act (42 U.S.C. Section 254b);

50 (d) Federally qualified health centers as defined in Section 1905(l) (42 U.S.C. Section
51 1396d(l)) of the Social Security Act;

52 (e) Governmental entities, including county health departments; or

53 (f) The United States Veterans Bureau; or

54 (11) A dentist licensed in a state other than Missouri to evaluate a patient or render an
55 oral, written, or otherwise documented dental opinion when providing testimony or records
56 for the purpose of a civil or criminal action before any judicial or administrative proceeding
57 of this state or other forum in this state.

58 3. No corporation shall practice dentistry as defined in section 332.071 unless that
59 corporation is organized under the provisions of chapter 355 or 356 provided that a
60 corporation organized under the provisions of chapter 355 and qualifying as an organization

61 under 26 U.S.C. Section 501(c)(3) may only employ dentists and dental hygienists licensed in
62 this state to render dental services to Medicaid recipients, low-income individuals who have
63 available income below two hundred percent of the federal poverty level, and all participants
64 in the SCHIP program, unless such limitation is contrary to or inconsistent with federal or
65 state law or regulation. This subsection shall not apply to:

66 (1) A hospital licensed under chapter 197 that provides care and treatment only to
67 children under the age of eighteen at which a person regulated under this chapter provides
68 dental care within the scope of his or her license or registration;

69 (2) A federally qualified health center as defined in Section 1905(l) of the Social
70 Security Act (42 U.S.C. Section 1396d(l)), or a migrant, community, or health care for the
71 homeless health center provided for in Section 330 of the Public Health Services Act (42
72 U.S.C. Section 254b) at which a person regulated under this chapter provides dental care
73 within the scope of his or her license or registration;

74 (3) A city or county health department organized under chapter 192 or chapter 205 at
75 which a person regulated under this chapter provides dental care within the scope of his or her
76 license or registration;

77 (4) A social welfare board organized under section 205.770, a city health department
78 operating under a city charter, or a city-county health department at which a person regulated
79 under this chapter provides dental care within the scope of his or her license or registration;

80 (5) Any entity that has received a permit from the dental board and does not receive
81 compensation from the patient or from any third party on the patient's behalf at which a
82 person regulated under this chapter provides dental care within the scope of his or her license
83 or registration; **or**

84 (6) Any hospital nonprofit corporation exempt from taxation under Section 501(c)(3)
85 of the Internal Revenue Code, as amended, that engages in its operations and provides dental
86 services at facilities owned by a city, county, or other political subdivision of the state, **or any**
87 **entity contracted with the state to provide care in a correctional center, as such term is**
88 **defined in section 217.010**, at which a person regulated under this chapter provides dental
89 care within the scope of his or her license or registration.

90

91 If any of the entities exempted from the requirements of this subsection are unable to provide
92 services to a patient due to the lack of a qualified provider and a referral to another entity is
93 made, the exemption shall extend to the person or entity that subsequently provides services
94 to the patient.

95 4. No unincorporated organization shall practice dentistry as defined in section
96 332.071 unless such organization is exempt from federal taxation under Section 501(c)(3) of
97 the Internal Revenue Code of 1986, as amended, and provides dental treatment without

98 compensation from the patient or any third party on their behalf as a part of a broader
99 program of social services including food distribution. Nothing in this chapter shall prohibit
100 organizations under this subsection from employing any person regulated by this chapter.

101 5. A dentist shall not enter into a contract that allows a person who is not a dentist to
102 influence or interfere with the exercise of the dentist's independent professional judgment.

103 6. A not-for-profit corporation organized under the provisions of chapter 355 and
104 qualifying as an organization under 26 U.S.C. Section 501(c)(3), an unincorporated
105 organization operating pursuant to subsection 4 of this section, or any other person should not
106 direct or interfere or attempt to direct or interfere with a licensed dentist's professional
107 judgment and competent practice of dentistry. Nothing in this subsection shall be so
108 construed as to make it unlawful for not-for-profit organizations to enforce employment
109 contracts, corporate policy and procedure manuals, or quality improvement or assurance
110 requirements.

111 7. All entities defined in subsection 3 of this section and those exempted under
112 subsection 4 of this section shall apply for a permit to employ dentists and dental hygienists
113 licensed in this state to render dental services, and the entity shall apply for the permit in
114 writing on forms provided by the Missouri dental board. The board shall not charge a fee of
115 any kind for the issuance or renewal of such permit. The provisions of this subsection shall
116 not apply to a federally qualified health center as defined in Section 1905(l) of the Social
117 Security Act (42 U.S.C. Section 1396d(l)).

118 8. Any entity that obtains a permit to render dental services in this state is subject to
119 discipline pursuant to section 332.321. If the board concludes that the person or entity has
120 committed an act or is engaging in a course of conduct that would be grounds for disciplinary
121 action, the board may file a complaint before the administrative hearing commission. The
122 board may refuse to issue or renew the permit of any entity for one or any combination of
123 causes stated in subsection 2 of section 332.321. The board shall notify the applicant in
124 writing of the reasons for the refusal and shall advise the applicant of his or her right to file a
125 complaint with the administrative hearing commission as provided by chapter 621.

126 9. A federally qualified health center as defined in Section 1905(l) of the Social
127 Security Act (42 U.S.C. Section 1396d(l)) shall register with the board. The information
128 provided to the board as part of the registration shall include the name of the health center, the
129 nonprofit status of the health center, sites where dental services will be provided, and the
130 names of all persons employed by, or contracting with, the health center who are required to
131 hold a license pursuant to this chapter. The registration shall be renewed every twenty-four
132 months. The board shall not charge a fee of any kind for the issuance or renewal of the
133 registration. The registration of the health center shall not be subject to discipline pursuant to
134 section 332.321. Nothing in this subsection shall prohibit disciplinary action against a

135 licensee of this chapter who is employed by, or contracts with, such health center for the
136 actions of the licensee in connection with such employment or contract.

137 10. The board may promulgate rules and regulations to ensure not-for-profit
138 corporations are rendering care to the patient populations as set forth herein, including
139 requirements for covered not-for-profit corporations to report patient census data to the board.
140 The provisions of this subsection shall not apply to a federally qualified health center as
141 defined in Section 1905(l) of the Social Security Act (42 U.S.C. Section 1396d(l)).

142 11. All not-for-profit corporations organized or operated pursuant to the provisions of
143 chapter 355 and qualifying as an organization under 26 U.S.C. Section 501(c)(3), or the
144 requirements relating to migrant, community, or health care for the homeless health centers
145 provided in Section 330 of the Public Health Service Act (42 U.S.C. Section 254b) and
146 federally qualified health centers as defined in Section 1905(l) (42 U.S.C. Section 1396d(l))
147 of the Social Security Act, that employ persons who practice dentistry or dental hygiene in
148 this state shall do so in accordance with the relevant laws of this state except to the extent that
149 such laws are contrary to, or inconsistent with, federal statute or regulation.

650.040. 1. As used in this section, the following terms shall mean:

2 (1) "Clearance rates", the rate at which law enforcement agencies clear an
3 offense by arrest or by exceptional means;

4 (2) "Offense cleared by an arrest", when at least one person has been arrested,
5 charged with the commission of the offense, and turned over to the court for
6 prosecution;

7 (3) "Offense cleared by exceptional means", when the law enforcement agency
8 has:

9 (a) Identified the offender;

10 (b) Gathered enough evidence to support an arrest, make a charge, and turn
11 over the offender to the court for prosecution;

12 (c) Identified the offender's exact location so that the suspect could be taken into
13 custody immediately; and

14 (d) Encountered a circumstance outside the control of such agency that
15 prohibited the agency from arresting, charging, and prosecuting the offender.

16 2. There is hereby created the "Missouri Violent Crime Clearance Grant
17 Program" within the department of public safety. This program shall be developed in
18 consultation with the Missouri peace officers standards and training commission
19 created pursuant to section 590.120, the office for victims of crime created pursuant to
20 section 650.310, and the crime laboratory review commission created pursuant to
21 section 650.059.

22 **3. The purpose of this program is to improve law enforcement strategies and**
23 **initiatives aimed at increasing violent crime clearance rates.**

24 **4. To the extent that such uses can be demonstrated to advance the purposes**
25 **described in subsection 3 of this section, eligible uses for the funding include:**

26 **(1) Improved investigatory resources, including the hiring of personnel assigned**
27 **to investigate violent crimes or collect, process, and test forensic evidence;**

28 **(2) Development of evidence-based policies, procedures, and training;**

29 **(3) Technical assistance;**

30 **(4) Law enforcement equipment or technology, including investigative, evidence-**
31 **processing, or forensic-testing equipment or technology;**

32 **(5) Contractual support;**

33 **(6) Information systems, with prioritization for projects that would improve**
34 **data integration and the ability to share information across and between law**
35 **enforcement agencies, prosecuting attorneys' offices, and crime labs;**

36 **(7) Officer health and wellness services;**

37 **(8) Hiring and retention of victim-witness coordinators;**

38 **(9) Partnership with hospital-based violence intervention programs;**

39 **(10) Partnership with accredited behavioral health programs; and**

40 **(11) Partnership with local community service providers to improve support for**
41 **victims of violent crime.**

42 **5. In awarding a grant under subsection 2 of this section for an allowable use**
43 **under subsection 4 of this section, the department of public safety shall give priority to**
44 **law enforcement agencies:**

45 **(1) With consistent public reporting of low clearance rates;**

46 **(2) That demonstrate a commitment to working with community-based**
47 **organizations and government agencies to reduce violent crime rates; or**

48 **(3) That detail a process for evaluating the effectiveness of both investigators**
49 **and investigative units, including the development of specific goals and performance**
50 **metrics.**

51 **6. All law enforcement agencies that receive funding under this section shall**
52 **report to the department of public safety annually on activities carried out to reduce**
53 **violent crime and improve clearance rates during the preceding fiscal year including,**
54 **but not limited to:**

55 **(1) The number of personnel hired or assigned to investigate violent crimes,**
56 **disaggregated between sworn law enforcement officers and civilian or unsworn**
57 **professional staff;**

- 58 (2) The number of personnel hired or assigned to collect, process, and test
59 forensic evidence;
- 60 (3) The number of personnel hired or assigned to provide victim services;
- 61 (4) The description of any training developed or implemented;
- 62 (5) The description of any new technology purchased or acquired;
- 63 (6) How grant-funded activities have impacted clearance rates;
- 64 (7) The record management system, or equivalent, used to collect case
65 information and its ability to integrate with other agencies', prosecuting attorney
66 offices', and crime labs' record management systems; and
- 67 (8) How the grantee worked with community-based organizations to improve
68 violent crime rates and clearance rates for violent crimes.
- 69 7. Distribution of state funds or technical assistance shall be by contractual
70 arrangement between the department and each recipient law enforcement agency.
71 Terms of the contract shall be negotiable each year. The state auditor shall periodically
72 audit all law enforcement agencies receiving state funds.
- 73 8. Nothing in this section shall prohibit any law enforcement agency from
74 receiving federal or local funds should such funds become available.
- 75 9. No state funds shall be expended unless appropriated by the general assembly
76 for this purpose.

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