

SECOND REGULAR SESSION

HOUSE BILL NO. 2519

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REED.

5637H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 43.506, 557.035, 590.040, 590.050, and 650.910, RSMo, and to enact in lieu thereof eight new sections relating to hate offenses, with penalty provisions.

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

Section A. Sections 43.506, 557.035, 590.040, 590.050, and 650.910, RSMo, are repealed and eight new sections enacted in lieu thereof, to be known as sections 43.506, 557.035, 590.040, 590.050, 650.910, 650.2000, 650.2005, and 660.840, to read as follows:

43.506. 1. Those offenses considered reportable for the purposes of sections 43.500 to 43.651 include all felonies; class A misdemeanors; all violations for driving under the influence of drugs or alcohol; any offense that can be enhanced to a class A misdemeanor or higher for subsequent violations; **any offense classified as a hate offense under section 557.055**, and comparable ordinance violations consistent with the reporting standards established by the National Crime Information Center, Federal Bureau of Investigation, for the Federal Interstate Identification Index System; and all cases arising under chapter 566. The following types of offenses shall not be considered reportable for the purposes of sections 57.403, 43.500 to 43.651, and 595.200 to 595.218: nonspecific charges of suspicion or investigation, general traffic violations and all misdemeanor violations of the state wildlife code. All offenses considered reportable shall be reviewed annually and noted in the Missouri charge code manual established in section 43.512. All information collected pursuant to sections 43.500 to 43.651 shall be available only as set forth in section 610.120.

2. Law enforcement agencies, court clerks, prosecutors and custody agencies may report required information by electronic medium either directly to the central repository or indirectly to the central repository via other criminal justice agency computer systems in the

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.

17 state with the approval of the highway patrol, based upon standards established by the
18 advisory committee.

19 3. In addition to the repository of fingerprint records for individual offenders and
20 applicants, the central repository of criminal history and identification records for the state
21 shall maintain a repository of latent prints, palm prints and other unique biometric
22 identification submitted to the repository.

557.035. 1. For all violations of section 565.054 or 565.090, subdivision (1) of
2 subsection 1 of section 569.100, or subdivision (1), (2), (3), (4), (6), (7) or (8) of subsection 1
3 of section 571.030, which the state believes to be knowingly motivated because of race, color,
4 religion, national origin, sex, sexual orientation, **gender identity**, or disability of the victim or
5 victims, the state may charge the offense or offenses under this section, and the violation is a
6 class D felony.

7 2. For all violations of section 565.056; subdivision (1) of subsection 1 of section
8 569.090; subdivision (1) of subsection 1 of section 569.120; section 569.140; or section
9 574.050; which the state believes to be knowingly motivated because of race, color, religion,
10 national origin, sex, sexual orientation, **gender identity**, or disability of the victim or victims,
11 the state may charge the offense or offenses under this section, and the violation is a class E
12 felony.

13 3. The court shall assess punishment in all of the cases in which the state pleads and
14 proves any of the motivating factors listed in this section.

15 **4. Nothing in this section shall be interpreted as impairing the freedom of speech**
16 **or criminalizing protected speech.**

590.040. 1. The POST commission shall set the minimum number of hours of basic
2 training for licensure as a peace officer no lower than six hundred, with the following
3 exceptions:

4 (1) Up to one thousand hours may be mandated for any class of license required for
5 commission by a state law enforcement agency;

6 (2) As few as one hundred twenty hours may be mandated for any class of license
7 restricted to commission as a reserve peace officer with police powers limited to the
8 commissioning political subdivision;

9 (3) Persons validly licensed on August 28, 2001, may retain licensure without
10 additional basic training;

11 (4) Persons licensed and commissioned within a county of the third classification
12 before July 1, 2002, may retain licensure with one hundred twenty hours of basic training if
13 the commissioning political subdivision has adopted an order or ordinance to that effect;

14 (5) Persons serving as a reserve officer on August 27, 2001, within a county of the
15 first classification or a county with a charter form of government and with more than one

16 million inhabitants on August 27, 2001, having previously completed a minimum of one
17 hundred sixty hours of training, shall be granted a license necessary to function as a reserve
18 peace officer only within such county. For the purposes of this subdivision, the term "reserve
19 officer" shall mean any person who serves in a less than full-time law enforcement capacity,
20 with or without pay and who, without certification, has no power of arrest and who, without
21 certification, must be under the direct and immediate accompaniment of a certified peace
22 officer of the same agency at all times while on duty; and

23 (6) The POST commission shall provide for the recognition of basic training received
24 at law enforcement training centers of other states, the military, the federal government and
25 territories of the United States regardless of the number of hours included in such training and
26 shall have authority to require supplemental training as a condition of eligibility for licensure.

27 2. The director shall have the authority to limit any exception provided in subsection
28 1 of this section to persons remaining in the same commission or transferring to a commission
29 in a similar jurisdiction.

30 3. The basic training of every peace officer, except agents of the conservation
31 commission, shall include at least thirty hours of training in the investigation and
32 management of cases involving domestic and family violence. Such training shall include
33 instruction, specific to domestic and family violence cases, regarding: report writing;
34 physical abuse, sexual abuse, child fatalities and child neglect; interviewing children and
35 alleged perpetrators; the nature, extent and causes of domestic and family violence; the safety
36 of victims, other family and household members and investigating officers; legal rights and
37 remedies available to victims, including rights to compensation and the enforcement of civil
38 and criminal remedies; services available to victims and their children; the effects of cultural,
39 racial and gender bias in law enforcement; and state statutes. Said curriculum shall be
40 developed and presented in consultation with the department of health and senior services, the
41 children's division, public and private providers of programs for victims of domestic and
42 family violence, persons who have demonstrated expertise in training and education
43 concerning domestic and family violence, and the Missouri coalition against domestic
44 violence.

45 4. The basic training of every peace officer first licensed on or after August 28, 2027,
46 shall include at least six hours of training concerning the prohibition against racial profiling
47 and such training shall promote understanding and respect for racial and cultural differences
48 and the use of effective, noncombative methods for carrying out law enforcement duties in a
49 racially and culturally diverse environment. Such training shall include two hours of racial
50 profiling training, two hours of implicit bias training, and two hours of de-escalation training.

51 **5. The basic training of every peace officer first licensed on or after August 28,**
52 **2026, shall include at least six hours of training concerning offenses classified as hate**

53 **offenses under section 557.055, which shall include specific instruction on hate offense**
54 **identification, de-escalation, and victim assistance.**

590.050. 1. The POST commission shall establish requirements for the continuing
2 education of all peace officers. Peace officers who make traffic stops shall be required to
3 receive three hours of training within the law enforcement continuing education three-year
4 reporting period concerning the prohibition against racial profiling and such training shall
5 promote understanding and respect for racial and cultural differences and the use of effective,
6 noncombative methods for carrying out law enforcement duties in a racially and culturally
7 diverse environment. **All peace officers shall be required to receive three hours of**
8 **training within the law enforcement continuing education three-year reporting period**
9 **concerning offenses classified as hate offenses under section 557.055, which shall include**
10 **specific instruction on hate offense identification, de-escalation, and victim assistance.**

11 2. The director shall license continuing education providers and may probate, suspend
12 and revoke such licenses upon written notice stating the reasons for such action. Any person
13 aggrieved by a decision of the director pursuant to this subsection may appeal as provided in
14 chapter 536.

15 3. The costs of continuing law enforcement education shall be reimbursed in part by
16 moneys from the peace officer standards and training commission fund created in section
17 590.178, subject to availability of funds, except that no such funds shall be used for the
18 training of any person not actively commissioned or employed by a county or municipal law
19 enforcement agency.

20 4. The director may engage in any activity intended to further the professionalism of
21 peace officers through training and education, including the provision of specialized training
22 through the department of public safety.

650.910. 1. (1) There is hereby created in the state treasury the "Supplemental
2 Nonprofit Safety and Security Fund", which shall consist of moneys collected under this
3 section and section 650.900. The state treasurer shall be custodian of the fund. In accordance
4 with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund
5 shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used solely as
6 provided in this section and section 650.900.

7 (2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys
8 remaining in the fund at the end of the biennium shall not revert to the credit of the general
9 revenue fund.

10 (3) The state treasurer shall invest moneys in the fund in the same manner as other
11 funds are invested. Any interest and moneys earned on such investments shall be credited to
12 the fund.

13 2. The fund shall be used to defray the costs of security enhancements or measures for
14 eligible nonprofit organizations described in subsection 4 of this section, including:

15 (1) Safety and security planning, equipment, training, and exercises;

16 (2) Security-related technology **including, but not limited to, security cameras,**
17 **reinforced doors, and alarm systems;**

18 (3) Threat awareness and response training;

19 (4) Upgrades to existing structures that enhance safety and security;

20 **(5) The hiring of trained security personnel for large gatherings or holidays; and**

21 ~~[(5)]~~ **(6) Vulnerability and threat assessments.**

22 3. Nonprofit organizations whose applications for funding through the Federal
23 Emergency Management Agency's nonprofit security grant program have been approved by
24 the department of public safety office of homeland security are eligible for grants from the
25 fund. No additional application shall be required for grants from the fund and an application
26 for a grant from the federal program is also an application for funding from the fund.

27 4. An eligible organization may receive a grant from the fund of up to five percent of
28 the available grant pool for distribution. No grants under the fund shall be awarded until the
29 announcement of the recipients and the amount of the grants awarded under the federal
30 nonprofit security grant program.

31 5. No more than five percent of the available funds available annually shall be used
32 for administration expenses associated with the fund.

33 6. The director may promulgate all necessary rules and regulations for the
34 administration 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
39 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant
40 of rulemaking authority and any rule proposed or adopted after August 28, 2025, shall be
41 invalid and void.

650.2000. 1. For purposes of this section, the following terms mean:

2 **(1) "Department", the department of public safety;**

3 **(2) "Hate crime", an offense established under section 557.055;**

4 **(3) "Hate crime hotline", or "hotline", the communications channel or channels**
5 **overseen by the department under this section;**

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

8 **(5) "Law enforcement officer", any public servant having both the power and**
9 **duty to make arrests for violations of the laws of this state and federal law enforcement**
10 **officers authorized to carry firearms and to make arrests for violations of the laws of the**
11 **United States;**

12 **(6) "Local service providers", providers of services to people who have been**
13 **targeted or affected by hate crimes including, but not limited to, crisis intervention,**
14 **advocacy, information and referral, and outreach and awareness, that are located in the**
15 **same geographic area where the hate crime incident occurred or where the targeted or**
16 **affected person resides;**

17 **(7) "Personal identifying information", any information that can be used to**
18 **distinguish or trace an individual's identity including, but not limited to, name, prior**
19 **legal name, alias, mother's maiden name, date or place of birth, residence, mailing**
20 **address, telephone number, email address, Social Security number, driver's license**
21 **number, bank account number, or other similar information.**

22 **2. The department shall oversee a toll-free hate crime hotline and online portal**
23 **staffed during business hours and dedicated to assisting people who have been targeted**
24 **or affected by hate crimes. The hotline shall:**

25 **(1) Provide appropriate information to people who have been targeted or**
26 **affected by hate crimes that is victim-centered, culturally competent, and trauma-**
27 **informed;**

28 **(2) Refer calls and reports received to local authorities when appropriate, within**
29 **forty-eight hours of receiving a call or report; and**

30 **(3) Be accessible to as many residents of the state, regardless of language**
31 **proficiency, as is practicably possible within the limits of the resources appropriated to**
32 **operate the hotline.**

33 **3. The department shall:**

34 **(1) To the extent practicable, identify local service providers and culturally**
35 **specific services to whom to refer people who have been targeted or affected by hate**
36 **crimes;**

37 **(2) Coordinate and partner with any other hotlines relevant to the hate crime**
38 **hotline; and**

39 **(3) Establish and appoint an advisory committee that shall include, but not be**
40 **limited to, representatives from legal aid, at least five community organizations that**
41 **work with historically underserved communities across the state, local and culturally**
42 **specific service providers, other state agencies, and any other entities the department**
43 **deems relevant to the program. The advisory committee shall provide advice and**

44 assistance regarding program design, operation, outreach, service delivery objectives
45 and priorities, and funding.

46 4. Before July 1, 2027, the department shall develop and implement a pilot
47 hotline program in at least three counties to assist individuals targeted or affected by
48 hate crimes. No later than January 1, 2029, the department shall implement the
49 program statewide.

50 5. Before July 1, 2029, and at least annually thereafter, the department shall
51 provide information regarding hate crimes reported to the hotline during the prior
52 calendar year to the governor, senate, and house of representatives and make the
53 information publicly available on its website, excluding the personal identifying
54 information of any individual.

55 6. Any information regarding hate crimes or bias incidents that reveals the
56 personal identifying information of any individual shall not be included in any public
57 report prepared in accordance with this section and is confidential and exempt from
58 public inspection, copying, or disclosure under chapter 610.

59 7. Any law enforcement agency in this state that receives a report of a hate crime
60 shall provide the phone number and website address of the hotline to the targeted or
61 affected person.

62 8. Whenever a hate crime is reported to the hotline by a member of the public,
63 the hotline shall inquire whether the person reported the hate crime to law enforcement.
64 If the person targeted or affected by the hate crime consents to sharing personal
65 identifying information with the primary local law enforcement agency of the
66 jurisdiction in which the hate crime occurred, the hotline shall promptly share the
67 targeted or affected person's name, address, and contact information with the primary
68 local law enforcement agency. If the targeted or affected person consents to share some
69 but not all personal identifying information, the hotline shall share only the information
70 the targeted or affected person has consented to share.

71 9. The director of the department of public safety may promulgate all necessary
72 rules and regulations for the administration of this section. Any rule or portion of a
73 rule, as that term is defined in section 536.010, that is created under the authority
74 delegated in this section shall become effective only if it complies with and is subject to
75 all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
76 chapter 536 are nonseverable and if any of the powers vested with the general assembly
77 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul
78 a rule are subsequently held unconstitutional, then the grant of rulemaking authority
79 and any rule proposed or adopted after August 28, 2026, shall be invalid and void.

650.2005. 1. The state office of homeland security shall coordinate with federal and local agencies to develop a program within the department of public safety to monitor racially motivated violent extremism in the state. The program shall provide resources for community-based, counter-radicalization programs that educate young people on recognizing online hate recruitment techniques.

2. Before January 1, 2028, and each year thereafter, the state office of homeland security shall issue an annual racially motivated violent extremism threat assessment report that is specific to the state of Missouri. Such report shall be submitted to the governor, senate, and house of representatives.

3. For purposes of this section, "racially motivated violent extremism" means a situation in which a person threatens the use of force or uses force or violence in violation of a state or federal law in furtherance of political or social agendas motivated by a hate bias related to race, color, or national origin.

660.840. 1. There is hereby created in the state treasury the "Missouri Hate Crime Victim Assistance Fund", which shall be administered by the department of social services. The fund shall consist of gifts, donations, grants, and bequests from individuals, private organizations, foundations, or other sources. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used to provide mental health counseling, relocation support, and legal aid for victims and families affected by any offense classified as a hate offense under section 557.055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

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