

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 226
94TH GENERAL ASSEMBLY

Reported from the Committee on Transportation, February 8, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

1107S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 577.051, RSMo, and to enact in lieu thereof one new section relating to the handling of certain driving offense records, with penalty provisions.

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

Section A. Section 577.051, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 577.051, to read as follows:

577.051. 1. A record of the disposition in any court proceeding involving
2 a violation of any of the provisions of sections 577.005 to 577.023, or violation of
3 county or municipal ordinances involving alcohol- or drug-related driving offenses
4 shall be forwarded to [the Missouri state highway patrol, or at the written
5 direction of the Missouri state highway patrol, to] the department of revenue,
6 within [fifteen] **seven** days by the clerk of the court in which the proceeding was
7 held. **The records shall be forwarded by the department of revenue**
8 **within fifteen days of receipt to the Missouri state highway patrol** and
9 shall be entered by the highway patrol or department of revenue in the Missouri
10 uniform law enforcement system records. Dispositions that shall be reported are
11 pleas of guilty, findings of guilty, suspended imposition of sentence, suspended
12 execution of sentence, probation, conditional sentences, sentences of confinement,
13 and any other such dispositions that may be required under state or federal
14 regulations. The record forwarded by the clerk shall clearly show the court, the
15 court case number, the name, address, and motor vehicle operator's or chauffeur's
16 license number of the person who is the subject of the proceeding, the code or
17 number identifying the particular arrest, and any court action or requirements
18 pertaining thereto.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 2. All records received by the Missouri state highway patrol or the
20 department of revenue under the provisions of this section shall be entered in the
21 Missouri uniform law enforcement system records and maintained by the
22 Missouri state highway patrol. Records placed in the Missouri uniform law
23 enforcement system under the provisions of this section shall be made available
24 to any law enforcement officer in this state, any prosecuting or circuit attorney
25 in this state, or to any judge of a municipal or state court upon request.

26 3. Any person required by this section to furnish records to the Missouri
27 state highway patrol or department of revenue who willfully refuses to furnish
28 such records shall be guilty of a class C misdemeanor.

29 4. Records required to be filed with the Missouri state highway patrol or
30 the department of revenue under the provisions of sections 302.225, RSMo, and
31 577.001 to 577.051 shall be filed beginning July 1, 1983, and no penalties for
32 nonfiling of records shall be applied prior to July 1, 1983.

33 5. Forms and procedures for filing of records with the Missouri state
34 highway patrol or department of revenue as required in this chapter shall be
35 promulgated by the director of the department of public safety or department of
36 revenue, as applicable, and approved by the Missouri supreme court.

37 6. All record-keeping procedures required under the provisions of sections
38 577.005 to 577.023 shall be in accordance with this section, chapter 610, RSMo,
39 to the contrary notwithstanding.

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