

FIRST REGULAR SESSION  
[P E R F E C T E D]  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 477**  
94TH GENERAL ASSEMBLY

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Reported from the Committee on Financial and Governmental Organizations and Elections, March 15, 2007, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

Senate Committee Substitute adopted March 29, 2007.

Taken up March 29, 2007. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

2124S.02P

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**AN ACT**

To repeal sections 590.040 and 590.050, RSMo, and to enact in lieu thereof two new sections relating to peace officer training.

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

Section A. Sections 590.040 and 590.050, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 590.040 and 590.050, to read as follows:

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

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

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

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

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

(5) Persons [commissioned and] serving as a reserve [peace] officer **on**

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

16 **August 27, 2001**, within a county of the first classification **or a county with**  
17 **a charter form of government and with more than one million**  
18 **inhabitants** on August [28] **27**, 2001, having previously completed a minimum  
19 of one hundred sixty hours of training, shall be granted a license necessary to  
20 function as a reserve peace officer **only within such county. For the**  
21 **purposes of this subdivision, the term "reserve officer" shall mean any**  
22 **person who serves in a less than full-time law enforcement capacity,**  
23 **with or without pay and who, without certification, has no power of**  
24 **arrest and who, without certification, must be under the direct and**  
25 **immediate accompaniment of a certified peace officer of the same**  
26 **agency at all times while on duty; and**

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

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

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

590.050. 1. The POST commission shall establish requirements for the  
2 continuing education of all peace officers. Peace officers who make traffic stops  
3 shall be required to receive [annual training] **three hours of training within**  
4 **the law enforcement continuing education three-year reporting period**  
5 concerning the prohibition against racial profiling and such training shall  
6 promote understanding and respect for racial and cultural differences and the use  
7 of effective, noncombative methods for carrying out law enforcement duties in a  
8 racially and culturally diverse environment. **The director of the department**  
9 **of public safety may waive any and all continuing education**  
10 **requirements, including training concerning the prohibition against**  
11 **racial profiling, for peace officers who have been activated for military**  
12 **duty.**

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

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

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

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