

SENATE BILL NO. 473

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

1302S.01H

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 43.505, RSMo, and to enact in lieu thereof two new sections relating to reporting requirements of law enforcement agencies.

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

Section A. Section 43.505, RSMo, is repealed and two new
2 sections enacted in lieu thereof, to be known as sections 43.505
3 and 650.040, to read as follows:

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

9 2. The department of public safety shall:

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

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

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

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

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

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

33 (6) **Beginning January 1, 2027, report the data**
34 **collected pursuant to subdivision (2) of subsection 3 of**
35 **this section to the governor, Missouri Peace Officers**
36 **Standards and Training Commission, the chair of the**
37 **committee on the judiciary and civil and criminal**
38 **jurisprudence of the senate, the chair of the committee on**
39 **crime prevention and public safety of the house of**
40 **representatives, and the chair of the committee on the**
41 **judiciary of the house of representatives by July 1, 2027,**
42 **and by July first of each year thereafter. The department**
43 **shall also make the report available to the public on the**
44 **department's website;**

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

48 [(6)] (8) Establish such rules and regulations as are
49 necessary for implementing the provisions of this section.

50 Any rule or portion of a rule, as that term is defined in
51 section 536.010, that is created under the authority
52 delegated in this section shall become effective only if it
53 complies with and is subject to all of the provisions of
54 chapter 536 and, if applicable, section 536.028. This
55 section and chapter 536 are nonseverable and if any of the
56 powers vested with the general assembly pursuant to chapter
57 536 to review, to delay the effective date or to disapprove
58 and annul a rule are subsequently held unconstitutional,
59 then the grant of rulemaking authority and any rule proposed
60 or adopted after August 28, 2000, shall be invalid and void.

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

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

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

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

73 **(b) All clearance rate data collected and reported**
74 **pursuant to this section shall be disaggregated by whether**
75 **the offense was cleared by arrest or the offense was cleared**
76 **by exceptional means, as defined in section 650.040,**
77 **document the year of the offense, the demographic**
78 **information of the victim, and detail the average duration**
79 **per office from the date of the offense to the date of**
80 **clearance.**

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

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

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

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

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

11 (a) Identified the offender;

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

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

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

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

28 3. The purpose of this program is to improve law
29 enforcement strategies and initiatives aimed at increasing
30 violent crime clearance rates.

31 4. To the extent that such uses can be demonstrated to
32 advance the purposes described in subsection 2 of this
33 section, eligible uses for the funding include:

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

37 (2) Development of evidence-based policies,
38 procedures, and training;

39 (3) Technical assistance;

40 (4) Law enforcement equipment or technology, including
41 investigative, evidence-processing, or forensic-testing
42 equipment or technology;

43 (5) Contractual support;

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

48 (7) Officer health and wellness services;

49 (8) Hiring and retention of victim-witness
50 coordinators;

51 (9) Partnership with hospital-based violence
52 intervention programs;

53 (10) Partnership with accredited behavioral health
54 programs; and

55 (11) Partnership with local community service
56 providers to improve support for victims of violent crime.

57 5. In awarding a grant under subsection 2 of this
58 section for an allowable use under subsection 3 of this

59 section, the department of public safety shall give priority
60 to law enforcement agencies:

61 (1) With consistent public reporting of low clearance
62 rates;

63 (2) That demonstrate a commitment to working with
64 community-based organizations and government agencies to
65 reduce violent crime rates; or

66 (3) That detail a process for evaluating the
67 effectiveness of both investigators and investigative units,
68 including the development of specific goals and performance
69 metrics.

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

75 (1) The number of personnel hired or assigned to
76 investigate violent crimes, disaggregated between sworn law
77 enforcement officers and civilian or unsworn professional
78 staff;

79 (2) The number of personnel hired or assigned to
80 collect, process, and test forensic evidence;

81 (3) The number of personnel hired or assigned to
82 provide victim services;

83 (4) The description of any training developed or
84 implemented;

85 (5) The description of any new technology purchased or
86 acquired;

87 (6) How grant-funded activities have impacted
88 clearance rates;

89 (7) The record management system, or equivalent, used
90 to collect case information and its ability to integrate

91 with other agencies', prosecuting attorney offices', and
92 crime labs' record management systems; and

93 (8) How the grantee worked with community-based
94 organizations to improve violent crime rates and clearance
95 rates for violent crimes.

96 7. Distribution of state funds or technical assistance
97 shall be by contractual arrangement between the department
98 and each recipient law enforcement agency. Terms of the
99 contract shall be negotiable each year. The state auditor
100 shall periodically audit all law enforcement agencies
101 receiving state funds.

102 8. Nothing in this section shall prohibit any law
103 enforcement agency from receiving federal or local funds
104 should such funds become available.

105 9. No state funds shall be expended unless
106 appropriated by the general assembly for this purpose.

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