

SENATE REMONSTRANCE NO. 1

WHEREAS, the people of the State of Missouri cherish their right to bear arms, as protected by the Missouri Constitution and the Constitution of the United States, and the people of the State of Missouri cherish their right to privacy and protection of their personal private information; and

WHEREAS, Section 571.101, RSMo, declares that a concealed carry endorsement shall not be public information and shall be personal protected information, and further declares that any person who discloses such protected information is guilty of a crime; and

WHEREAS, it is the duty of the Governor of the State of Missouri to enforce the laws of the State of Missouri, and the Governor has the duty to require all departments of the executive to enforce the laws of the State of Missouri; and

WHEREAS, officials in the Department of Revenue and the Department of Public Safety have publicly admitted, through testimony before the Senate Appropriations Committee and documents provided to the Senate by subpoena, that personal protected information has been disclosed by the department in violation of the laws of the State of Missouri; and

WHEREAS, no provision of law authorized the release of such personal protected information:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate of the Ninety-seventh General Assembly, First Regular Session, hereby:

(1) Remonstrate against the Governor for the release by the Department of Revenue and the Department of Public Safety of personal protected information which has been publicly admitted by the departments;

(2) Strongly condemn the release of the protected personal information in violation of the laws of the State of Missouri; and

BE IT FURTHER RESOLVED that the Missouri Senate demands that the Governor enforce the laws of this state by immediately investigating, disciplining, and removing any members of the executive departments who are responsible for this egregious breach of public trust and violation of the laws of the state of Missouri and that the Governor comply with any and all subpoenas regarding such release of protected personal information; and

BE IT FURTHER RESOLVED that the Missouri Senate deems any failure of the Governor to investigate, discipline, and remove any members of the executive departments who are responsible for the release of the personal protected information or to comply with such subpoenas to be a willful neglect of duty; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this remonstrance for the Governor, the Department of Revenue, and the Department of Public Safety.