

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILL NO. 921

98TH GENERAL ASSEMBLY

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Reported from the Committee on Seniors, Families and Children, February 25, 2016, with recommendation that the Senate Committee Substitute do pass.

5905S.02C

ADRIANE D. CROUSE, Secretary.

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## AN ACT

To repeal sections 43.545, 455.543, and 455.545, RSMo, and to enact in lieu thereof three new sections relating to the reporting of incidents by law enforcement agencies.

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

Section A. Sections 43.545, 455.543, and 455.545, RSMo, are repealed and  
2 three new sections enacted in lieu thereof, to be known as sections 43.545,  
3 455.543, and 455.545, to read as follows:

43.545. The state highway patrol shall include [in its voluntary system  
2 of reporting for compilation in the "Crime in Missouri"] all reported incidents of  
3 domestic violence as defined in section 455.010, whether or not an arrest is made,  
4 **in its system of reporting for compilation in the annual crime report**  
5 **published under section 43.505**. All incidents shall be reported on forms  
6 provided by the highway patrol and in a manner prescribed by the patrol.

455.543. 1. In any incident investigated by a law enforcement agency  
2 involving a homicide or suicide, the law enforcement agency shall make a  
3 determination as to whether the homicide or suicide is related to domestic  
4 violence.

5 2. In making such determination, the local law enforcement agency may  
6 consider a number of factors including, but not limited to, the following:

- 7 (1) If the relationship between the perpetrator and the victim is or was  
8 that of a family or household member;
- 9 (2) Whether the victim or perpetrator had previously filed for an order of  
10 protection;

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

11 (3) Whether any of the subjects involved in the incident had previously  
12 been investigated for incidents of domestic violence; and

13 (4) Any other evidence regarding the homicide or suicide that assists the  
14 agency in making its determination.

15 3. After making a determination as to whether the homicide or suicide is  
16 related to domestic violence, the law enforcement agency shall forward the  
17 information required [within fifteen days] to the Missouri state highway patrol  
18 on a form or format approved by the patrol. The required information shall  
19 include the gender and age of the victim, the type of incident investigated, the  
20 disposition of the incident and the relationship of the victim to the  
21 perpetrator. The state highway patrol shall develop a form for this purpose  
22 which shall be distributed by the department of public safety to all law  
23 enforcement agencies by October 1, 2000. [Completed forms shall be forwarded  
24 to the highway patrol without undue delay as required by section 43.500; except  
25 that all such reports shall be forwarded no later than seven days after an incident  
26 is determined or identified as a homicide or suicide involving domestic violence.]

455.545. The highway patrol shall compile an annual report of homicides  
2 and suicides related to domestic violence. Such report shall be presented by  
3 [February] **March** first of the subsequent year to the governor, speaker of the  
4 house of representatives, and president pro tempore of the senate.

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