

FIRST REGULAR SESSION

SENATE BILL NO. 419

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

Read 1st time February 14, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1885S.02I

AN ACT

To repeal section 302.176, RSMo, and to enact in lieu thereof two new sections relating to traffic stop education.

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

Section A. Section 302.176, RSMo, is repealed and two new sections
2 enacted in lieu thereof, to be known as sections 302.025 and 302.176, to read as
3 follows:

302.025. All driver training programs offered within this state
2 **shall include instruction concerning law enforcement procedures for**
3 **traffic stops, including a demonstration of the proper actions to be**
4 **taken during a traffic stop and appropriate interactions with law**
5 **enforcement. Such programs shall also present enrollees with the**
6 **information provided by the department of revenue pursuant to section**
7 **302.176. As used in this section, "driver training programs" shall**
8 **include private drivers' education programs and driver training**
9 **programs taught by an instructor holding a valid driver education**
10 **endorsement on a teaching certificate issued by the state department**
11 **of elementary and secondary education.**

302.176. 1. Upon successful completion of the requirements of this
2 chapter to obtain a driver's license, all first-time licensees in this state shall
3 receive information from the department of revenue relating to:

4 **(1) The dangers of operating a motor vehicle while in an intoxicated or**
5 **drugged condition; and**

6 **(2) Law enforcement procedures for traffic stops, the proper**
7 **actions to be taken during a traffic stop, and appropriate interactions**
8 **with law enforcement; and**

9 (3) A description of drivers' and passengers' constitutional and
10 other legal rights as they relate to a traffic stop, including but not
11 limited to, searches and seizures, the right to remain silent, and the
12 right to an attorney.

13 2. The director of revenue shall, in consultation with the
14 superintendent of the Missouri state highway patrol and attorney
15 general of this state, promulgate rules and regulations to administer
16 the provisions of this section. Any rule or portion of a rule, as that
17 term is defined in section 536.010 that is created under the authority
18 delegated in this section shall become effective only if it complies with
19 and is subject to all of the provisions of chapter 536, and, if applicable,
20 section 536.028. This section and chapter 536 are nonseverable and if
21 any of the powers vested with the general assembly pursuant to chapter
22 536, to review, to delay the effective date, or to disapprove and annul
23 a rule are subsequently held unconstitutional, then the grant of
24 rulemaking authority and any rule proposed or adopted after August
25 28, 2017, shall be invalid and void.

Bill ✓

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