

SENATE BILL NO. 402

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR MOON.

1070S.02I

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 578.012 and 590.040, RSMo, and to enact in lieu thereof three new sections relating to animals, with penalty provisions.

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

Section A. Sections 578.012 and 590.040, RSMo, are
2 repealed and three new sections enacted in lieu thereof, to be
3 known as sections 173.2600, 578.012, and 590.040, to read as
4 follows:

173.2600. 1. Any public university or college, or
2 private university or college, that receives state funds and
3 uses animals in research, shall post on its website a
4 written report on such animal research prior to December
5 thirty-first of each year. This report shall be posted on
6 the internet in a conspicuous and easily accessible location
7 so that the members of the general assembly and the public
8 can access a copy of the report electronically. The written
9 report shall contain the following:

10 (1) An accounting of the total amount of funding
11 expended for animal research by the college or university
12 during the preceding state fiscal year. This shall include
13 amounts of state, federal, private, and other revenue
14 sources;

15 (2) A list of active animal research projects,
16 including project titles, the university or college
17 department, animal species, number of animals, fiscal year

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

18 cost, total cost to date, funding source, and the start and
19 end dates;

20 (3) A review of compliance with the federal Animal
21 Welfare Act, 7 U.S.C. Section 2116, et seq., as amended, the
22 United States Public Health Policy on Humane Care and Use of
23 Laboratory Animals, and other applicable local, state, and
24 federal laws, regulations, and policies governing animal
25 research. This shall include an explanation of any animal
26 research noncompliance documented during the preceding state
27 fiscal year and corrective actions taken in each case;

28 (4) An accounting of the number of animals by species
29 adopted out from research laboratories during the preceding
30 state fiscal year to animal shelters, as defined in section
31 273.325, or to animal rescue organizations, and the number
32 of animals euthanized;

33 (5) Current rosters for all Institutional Animal Care
34 and Use Committees within the college or university; and

35 (6) A detailed explanation of specific efforts by the
36 college or university to refine, reduce, and replace the use
37 of animals in research during the preceding state fiscal
38 year. This shall include the number of animals by species
39 used in research each year for the past three state fiscal
40 years and anticipated numbers in the next fiscal year.

41 2. The use of animals in research shall include
42 animals used in scientific research, in testing, and for
43 experimentation purposes.

578.012. 1. A person commits the offense of animal
2 abuse if he or she:

3 (1) Intentionally or purposely kills an animal in any
4 manner not allowed by or expressly exempted from the
5 provisions of sections 578.005 to 578.023 and 273.030;

6 (2) Purposely or intentionally causes injury or
7 suffering to an animal; [or]

8 (3) Having ownership or custody of an animal knowingly
9 fails to provide adequate care which results in substantial
10 harm to the animal; or

11 **(4) Causes injury to the sexual organs of a female dog**
12 **or needlessly causes pain to a female dog during artificial**
13 **insemination.**

14 2. Animal abuse is a class A misdemeanor, unless the
15 defendant has previously been found guilty of animal abuse
16 or the suffering involved in subdivision (2) of subsection 1
17 of this section is the result of torture or mutilation
18 consciously inflicted while the animal was alive, in which
19 case it is a class E felony.

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

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

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

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

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

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

33 (6) The POST commission shall provide for the
34 recognition of basic training received at law enforcement
35 training centers of other states, the military, the federal
36 government and territories of the United States regardless
37 of the number of hours included in such training and shall
38 have authority to require supplemental training as a
39 condition of eligibility for licensure.

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

44 3. The basic training of every peace officer, except
45 agents of the conservation commission, shall include at
46 least thirty hours of training in the investigation and
47 management of cases involving domestic and family violence.
48 Such training shall include instruction, specific to
49 domestic and family violence cases, regarding: report
50 writing; physical abuse, sexual abuse, child fatalities and

51 child neglect; interviewing children and alleged
52 perpetrators; the nature, extent and causes of domestic and
53 family violence; the safety of victims, other family and
54 household members and investigating officers; legal rights
55 and remedies available to victims, including rights to
56 compensation and the enforcement of civil and criminal
57 remedies; services available to victims and their children;
58 the effects of cultural, racial and gender bias in law
59 enforcement; and state statutes. Said curriculum shall be
60 developed and presented in consultation with the department
61 of health and senior services, the children's division,
62 public and private providers of programs for victims of
63 domestic and family violence, persons who have demonstrated
64 expertise in training and education concerning domestic and
65 family violence, and the Missouri coalition against domestic
66 violence.

67 **4. The basic training of every peace officer shall**
68 **include at least four hours of training on officer-canine**
69 **encounters and canine behaviors. Such training shall**
70 **include instruction on understanding and anticipating canine**
71 **behavior, handling canine-related calls and unplanned**
72 **encounters with canines, the use of humane methods and tools**
73 **in handling canine encounters, state laws related to**
74 **canines, the use of force continuum principles in relation**
75 **to canines, and the use of nonlethal methods to avoid and**
76 **defend against potential canine attacks.**

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