

SECOND REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 1652**  
**103RD GENERAL ASSEMBLY**

7082H.05C

JOSEPH ENGLER, Chief Clerk

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**AN ACT**

To amend chapters 210 and 595, RSMo, by adding thereto two new sections relating to a newly created office within the department of public safety, with penalty provisions.

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

Section A. Chapters 210 and 595, RSMo, are amended by adding thereto two new sections, to be known as sections 210.1017 and 595.326, to read as follows:

**210.1017. 1. There is hereby created a statewide program called the "Phoenix Alert System" referred to in this section as the "system" to aid in the identification and location of abducted or missing African American women and girls.**

**2. For the purposes of this section, "abducted or missing African American women and girls" means an African American woman or girl whose whereabouts are unknown and who is:**

**(1) Reasonably believed to be the victim of the offense of kidnapping as defined by section 565.110, 565.120, or 565.130 as determined by local law enforcement;**

**(2) Reasonably believed to be the victim of the offense of child kidnapping as defined by section 565.115 as determined by local law enforcement;**

**(3) Reasonably believed to be a victim of parental kidnapping as defined by section 565.153 as determined by local law enforcement; or**

**(4) Reasonably believed to be a victim of an offense of trafficking pursuant to sections 566.206, 566.209, 566.210, or 566.211.**

**3. The department of public safety shall develop regions to provide the system. The office of missing and murdered African American women and girls and department**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

17 of public safety shall coordinate local law enforcement agencies and public commercial  
18 television and radio broadcasters to provide an effective system. In the event that a  
19 local law enforcement agency opts not to set up a system and an abduction occurs within  
20 the jurisdiction, it shall notify the office of missing and murdered African American  
21 women and girls who shall notify local media in the region.

22 4. All regions shall be notified within one hour of receipt of a report of a missing  
23 or murdered African American woman or girl. Each region shall immediately  
24 disseminate notifications to law enforcement and media outlets within the regions.

25 5. The Phoenix alert system shall include all state agencies capable of providing  
26 urgent and timely information to the public together with broadcasters and other  
27 private entities that volunteer to participate in the dissemination of urgent public  
28 information. At a minimum, the Phoenix alert system shall include the office of missing  
29 and murdered African American women and girls, department of public safety,  
30 highway patrol, department of transportation, department of health and senior services,  
31 and Missouri lottery commission.

32 6. Participation in the Phoenix alert system is at the option of local law  
33 enforcement agencies and federally licensed radio and television broadcasters.

34 7. The department of public safety shall update notifications sent under this  
35 section whenever new information becomes available, and every month for the first year  
36 after the initial notification. One year after the first notification, the department shall  
37 make updates every three months.

38 8. Any person who knowingly makes a false report that triggers an alert  
39 pursuant to this section is guilty of a class A misdemeanor.

595.326. 1. The director of the department of public safety shall establish and  
2 maintain an office within the Missouri department of public safety dedicated to  
3 preventing and ending the targeting of African American women and girls.

4 2. (1) The director shall appoint an executive director for the office who is a  
5 person closely connected to the African American community and who is highly  
6 knowledgeable about criminal investigations. The director is encouraged to consider  
7 candidates for appointment who are recommended by members of the African  
8 American community. The director shall hire a qualified executive director no later  
9 than December 31, 2026.

10 (2) The executive director may select, appoint, and compensate out of available  
11 funds assistants and employees as necessary to discharge the office's responsibilities.

12 3. (1) The office has the following duties:

13           **(a) Advocate for legislation that will facilitate the accomplishment of mandates**  
14 **identified in the report of the task force on missing and murdered African American**  
15 **women and girls;**

16           **(b) Advocate for state agencies to take actions to facilitate the accomplishment of**  
17 **mandates identified in the report of the task force on missing and murdered African**  
18 **American women and girls;**

19           **(c) Develop recommendations for legislative and agency actions to address**  
20 **injustice in the criminal justice system's response to cases of missing and murdered**  
21 **African American women and girls;**

22           **(d) Facilitate research to refine the mandates in the report of the task force on**  
23 **missing and murdered African American women and girls and to assess the potential**  
24 **efficacy, feasibility, and impact of the recommendations;**

25           **(e) Collect data on missing person and homicide cases involving African**  
26 **American women and girls, including the total number of cases, the rate at which the**  
27 **cases are solved, the length of time the cases remain open, and a comparison to similar**  
28 **cases involving different demographic groups;**

29           **(f) Collect data on Amber alerts, including the total number of Amber alerts**  
30 **issued, the total number of Amber alerts that involve African American girls, and the**  
31 **outcome of cases involving Amber alerts disaggregated by the child's race and sex;**

32           **(g) Collect data on reports of missing African American girls, including the**  
33 **number classified as voluntary runaways, and a comparison to similar cases involving**  
34 **different demographic groups;**

35           **(h) Analyze and assess the intersection between cases involving missing and**  
36 **murdered African American women and girls and labor trafficking and sex trafficking;**

37           **(i) Develop recommendations for legislative, agency, and community actions to**  
38 **address the intersection between cases involving missing and murdered African**  
39 **American women and girls and labor trafficking and sex trafficking;**

40           **(j) Analyze and assess the intersection between cases involving murdered**  
41 **African American women and girls and domestic violence, including prior instances of**  
42 **domestic violence within the family or relationship, whether an offender had prior**  
43 **convictions for domestic assault or related offenses, and whether the offender used a**  
44 **firearm in the murder or any prior instances of domestic assault;**

45           **(k) Develop recommendations for legislative, agency, and community actions to**  
46 **address the intersection between cases involving murdered African American women**  
47 **and girls and domestic violence;**

48           **(l) Develop tools and processes to evaluate the implementation and impact of the**  
49 **efforts of the office;**

50 (m) Track and collect Missouri data on missing and murdered African American  
51 women and girls, and provide statistics upon public or legislative inquiry;

52 (n) Facilitate technical assistance for local and state law enforcement agencies  
53 during active cases involving missing and murdered African American women and  
54 girls;

55 (o) Conduct case reviews and report on the results of case reviews for the  
56 following types of cases involving missing and murdered African American women and  
57 girls: cold cases for missing African American women and girls and death investigation  
58 review for cases of African American women and girls ruled as suicide or overdose  
59 under suspicious circumstances;

60 (p) Conduct case reviews of the prosecution and sentencing for cases where a  
61 perpetrator committed a violent or exploitative crime against an African American  
62 woman or girl. These case reviews shall identify those cases where the perpetrator is a  
63 repeat offender;

64 (q) Prepare draft legislation as necessary to allow the office access to the data  
65 necessary for the office to conduct the reviews required in this section and advocate for  
66 passage of that legislation;

67 (r) Review sentencing guidelines for crimes related to missing and murdered  
68 African American women and girls, recommend changes if needed, and advocate for  
69 consistent implementation of the guidelines across Missouri courts;

70 (s) Develop and maintain communication with relevant divisions in the  
71 department of public safety regarding any cases involving missing and murdered  
72 African American women and girls and on procedures for investigating cases involving  
73 missing and murdered African American women and girls;

74 (t) Coordinate, as relevant, with federal efforts, and efforts in neighboring  
75 states;

76 (u) Coordinate with the department of public safety, law enforcement agencies,  
77 public commercial television, and radio broadcasters to facilitate the implementation  
78 and operation of the Phoenix alert system.

79 (2) As used in this subdivision, the following terms mean:

80 (a) "Labor trafficking":

81 a. The recruitment, transportation, transfer, harboring, enticement, provision,  
82 obtaining, or receipt of a person by any means, in furtherance of:

83 (i) Debt bondage;

84 (ii) Forced or coerced labor or services;

85 (iii) Slavery or practices similar to slavery; or

86 (iv) The removal of organs through the use of coercion or intimidation; or

87           **b. Receiving profit or anything of value, knowing or having reason to know it is**  
88 **derived from an act described in subparagraph a. of this paragraph;**

89           **(b) "Sex trafficking":**

90           **a. Receiving, recruiting, enticing, harboring, providing, or obtaining by any**  
91 **means an individual to aid in the prostitution of the individual; or**

92           **b. Receiving profit or anything of value, knowing or having reason to know it is**  
93 **derived from an act described in subparagraph a. of this paragraph.**

94           **4. In fulfilling its duties, the office may coordinate, as useful, with stakeholder**  
95 **groups that were represented on the task force on missing and murdered African**  
96 **American women and girls and state agencies that are responsible for the systems that**  
97 **play a role in investigating, prosecuting, and adjudicating cases involving violence**  
98 **committed against African American women and girls; those who have a role in**  
99 **supporting or advocating for missing or murdered African American women and girls**  
100 **and the people who seek justice for them; and those who represent the interests of**  
101 **African American people. This includes the following entities: Missouri Police Chiefs**  
102 **Association; Missouri Sheriffs' Association; Missouri Peace Officers Association;**  
103 **Missouri Association of Prosecuting Attorneys; United States Attorney's Office;**  
104 **juvenile courts; Missouri Coroners' and Medical Examiners' Association; United**  
105 **States Coast Guard; state agencies, including the departments of health and senior**  
106 **services, elementary and secondary education, corrections, and public safety; service**  
107 **providers who offer legal services, advocacy, and other services to African American**  
108 **women and girls; African American women and girls who are survivors; and**  
109 **organizations and leadership from urban and statewide African American communities.**

110           **5. The office shall report on measurable outcomes achieved to meet its statutory**  
111 **duties, along with specific objectives and outcome measures proposed for the following**  
112 **year. The report shall include data and statistics on missing and murdered African**  
113 **American women and girls in Missouri, including names, dates of disappearance, and**  
114 **dates of death, to the extent the data is publicly available. The office shall submit the**  
115 **report by January fifteenth each year to the chairs and ranking minority members of**  
116 **the legislative committees with primary jurisdiction over public safety.**

117           **6. There is hereby created in the state treasury the "Missing and Murdered**  
118 **African American Women and Girls Fund", which shall consist of moneys appropriated**  
119 **by the general assembly, gifts, and grants. The state treasurer shall be custodian of the**  
120 **fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve**  
121 **disbursements. The fund shall be a dedicated fund and money in the fund shall be used**  
122 **solely by the director of public safety for the purposes authorized by this section.**  
123 **Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining**

124 in the fund at the end of the biennium shall not revert to the credit of the general  
125 revenue fund. The state treasurer shall invest moneys in the fund in the same manner as  
126 other funds are invested. Any interest and moneys earned on such investments shall be  
127 credited to the fund.

128 7. (1) The office shall issue grants to community-based organizations that  
129 provide services designed to prevent or end the targeting of African American women or  
130 girls, or to provide assistance to victims of offenses that targeted African American  
131 women or girls.

132 (2) Grant recipients shall use money to:

133 (a) Provide services designed to reduce or prevent crimes or other negative  
134 behaviors that target African American women or girls;

135 (b) Provide training to the community about how to handle situations and  
136 crimes involving the targeting of African American women and girls, including, but not  
137 limited to, training for law enforcement officers, county attorneys, city attorneys,  
138 judges, and other criminal justice partners; or

139 (c) Provide services to African American women and girls who are victims of  
140 crimes or other offenses, or to the family members of missing and murdered African  
141 American women and girls.

142 (3) Applicants shall apply in a form and manner established by the office.

143 (4) Grant recipients shall provide an annual report to the office that includes:

144 (a) The services provided by the grant recipient;

145 (b) The number of individuals served in the previous year; and

146 (c) Any other information required by the office.

147 (5) On or before February first of each year, the office shall report to the  
148 legislative committees of the general assembly with jurisdiction over public safety on the  
149 work of grant recipients, including a description of the number of entities awarded  
150 grants, the amount of those grants, and the number of individuals served by the  
151 grantees.

152 8. The office shall have access to corrections data and medical data maintained  
153 by an agency and classified as private data on individuals or confidential data on  
154 individuals to the extent the data is necessary for the office to perform its duties under  
155 this section.

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