

4323S03.18S

SENATE SUBSTITUTE AMENDMENT NO. _____
for
SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 590, Page 52, Section 400.9-501, Line 8,

2 by inserting after all of said line the following:

3 "491.500. 1. As used in this section, the following terms
4 mean:

5 (1) "Administrator", the person conducting the photograph
6 or live lineup;

7 (2) "Eyewitness", a person who observes another person at
8 or near the scene of an offense;

9 (3) "Filler", a person, or photograph of a person, who is
10 not suspected of an offense and is included in an identification
11 procedure that resembles the eyewitness's description of the
12 perpetrator in significant features such as race, weight, build,
13 or skin tone;

14 (4) "Live lineup", an identification procedure in which a
15 group of persons, including the suspected perpetrator of an
16 offense and other persons not suspected of the offense, is
17 displayed to an eyewitness for the purpose of determining whether
18 the eyewitness identifies the suspect as the perpetrator;

19 (5) "Photo lineup", an identification procedure in which an

1 array of photographs, including a photograph of the suspected
2 perpetrator of an offense and additional photographs of other
3 persons not suspected of the offense, is displayed to an
4 eyewitness for the purpose of determining whether the eyewitness
5 identifies the suspect as the perpetrator;

6 (6) "Showup", an identification procedure in which an
7 eyewitness is presented with a single suspect for the purpose of
8 determining whether the eyewitness identifies such individual as
9 the perpetrator;

10 (7) "Suspect", the person believed by law enforcement to be
11 the possible perpetrator of the crime.

12 2. By January 1, 2018, any law enforcement agency
13 conducting one or more of the identification procedures listed in
14 subsection 1 of this section shall adopt written policies
15 consistent with the recommendations and best practices of the
16 National Academy of Sciences. Each agency shall provide a copy
17 of its written policies to the director of the department of
18 public safety by February 1, 2018."; and

19 Further amend said bill, section B, page 132, line 26, by
20 striking the word "section" and inserting in lieu thereof
21 "sections 491.500 and"; and

22 Further amend the title and enacting clause accordingly.