

HOUSE AMENDMENT NO. ____
TO
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Offered By

1 AMEND House Amendment No. ____ to House Committee Substitute for House Bill No. 876,
2 Page 5, Line 3, by inserting immediately after said line the following:

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4 "590.510. 1. Every law enforcement agency in this state shall have a written policy
5 regarding the investigation of an officer-involved death that involves a law enforcement officer
6 employed by the law enforcement agency. Such written policy shall:

7 (1) Require an investigation conducted by at least two investigators, one of whom is the lead
8 investigator and neither of whom is employed by a law enforcement agency that employs a law
9 enforcement officer involved in the officer-involved death;

10 (2) Require the investigation to use a crash reconstruction unit from a law enforcement
11 agency that does not employ a law enforcement officer involved in the officer-involved death being
12 investigated if the death is traffic related. However, any state law enforcement agency may allow an
13 investigation involving a law enforcement officer employed by that agency to use a crash
14 reconstruction unit from the same state law enforcement agency; and

15 (3) Allow an internal investigation into the officer-involved death if the internal
16 investigation does not interfere with the investigation required under this section.

17 2. Compensation for participation in an investigation under this chapter shall be determined
18 in a manner consistent with mutual aid agreements.

19 3. The investigators conducting an investigation under this section shall provide a complete
20 report, in an expeditious manner, to the prosecutor of the county or city not within a county in which
21 the officer-involved death occurred. If the prosecutor determines there is no basis to prosecute the
22 law enforcement officer involved in the officer-involved death, the investigators conducting the
23 investigation under this section shall release a report of their findings.

24 4. As used in this section, the term "officer-involved death" shall mean a death of an
25 individual that results directly from an action or an omission of a law enforcement officer while the
26 officer is on duty or while the officer is off duty but performing activities that are within the scope
27 of his or her law enforcement duties."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.

31 THIS AMENDMENT AMENDS 1902H03.10H.

Action Taken _____ Date _____