

**ST. LOUIS COUNTY COUNCIL
ST. LOUIS COUNTY, MISSOURI**

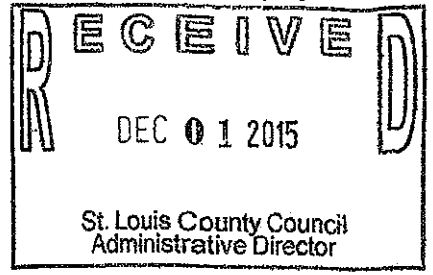
ADD ONS December 1, 2015

1. Communication with attachment from The Honorable Steven V. Stenger, County Executive, requesting the necessary legislative action to consent to and approve the attached proposed minimum standards for city police departments, stating this request is submitted in anticipation of the County Council finally passing Substitute Bill No. 1 for Bill No. 276, 2015

2. Communication directed to The Honorable Steve Stenger, St. Louis County Executive, from the Honorable Esther Haywood, President, St. Louis County NAACP, stating the St. Louis County NAACP is in support of County Executive Stenger's efforts to implement uniform police standards in St. Louis County (**Relates to Substitute Bill No. 1 for Bill No. 276, 2015, pending on tonight's Final Passage of Bills**)



ADDEN
12.1



OFFICE OF THE COUNTY EXECUTIVE
SAINT LOUIS COUNTY
41 SOUTH CENTRAL AVENUE
SAINT LOUIS, MISSOURI 63105

STEVEN V. STENGER
COUNTY EXECUTIVE

(314) 615-7016

November 30, 2015

Councilmember Patrick Dolan, Chair
and Members of the County Council
41 S. Central Ave.
Clayton, Mo 63105

Re: Proposed Police Minimum Standards for City Police Departments.

Dear Councilmembers:

In anticipation of the County Council finally passing Substitute Bill No. 1 for Bill No. 276 (2015), I herewith submit for consent and approval the attached set of proposed minimum standards for city police departments.

If the bill is finally passed I intend to endorse it with my signature at the earliest opportunity. In light of the bill's importance to our community, I ask that the County Council consent to and approve the proposed standards after it is finally passed.

Sincerely,

Steven V. Stenger
County Executive

MINIMUM STANDARDS FOR POLICE DEPARTMENTS IN ST. LOUIS COUNTY

Licensing

- 1) Police departments within St. Louis County must utilize only two types of officers within their departments as part of their authorized staff:
 - a. Peace Officers: A law enforcement officer of the state or any political subdivision of the state with the power of arrest for a violation of the criminal code or declared or deemed to be a peace officer by state statute as defined by Missouri Statute 590.020. Departments employing peace officers must demonstrate that all officers have graduated from a Police Officers Standards and Training (P.O.S.T) approved training center with a Class A license or have been granted a Class A license from P.O.S.T. Peace officers meeting the Class A qualifications may engage in primary law enforcement activities such as call response, arrest, detention, vehicular pursuit, vehicle detention, search, interrogations and any other activities that would involve the restriction of a citizen's freedom.
 - b. Reserve Peace Officers: A reserve peace officer is an officer who regularly works less than full time on a voluntary basis. Former peace officers with a valid Class A license may work as a reserve peace officer within St. Louis County. Other than possessing a valid Class A license, reserve peace officers in St. Louis County must possess the certification to serve as reserve officers as mandated in Missouri Revised Statute 590.040. Without certification, the reserve peace officer must be under the direct and immediate accompaniment of a certified peace officer of the same agency at all times while on duty. Reserve peace officers shall wear badges, patches and insignia that are distinguishable from peace officers by displaying the word "reserve" on the items.

No later than January 30 of each year, police departments must submit a list of peace officers and reserve peace officers who worked for the departments during the previous calendar year to the St. Louis County Executive.

Training

- 2) All police departments within St. Louis County must demonstrate each officer's compliance with the P.O.S.T. continuing education requirement as mandated by CSR 75-15.010 by providing an itemized list of training for each peace officer and reserve peace officer working for those departments to the St. Louis County Executive for review and inspection. No later than January 30 of each year, police departments must submit the training records for the previous calendar year to the St. Louis County Executive.

Hiring

- 3) Police departments within St. Louis County must conduct background investigations on all newly hired peace officers and reserve peace officers. The investigation shall include a psychological examination by a licensed clinical psychologist, a thorough review of the officer's character, integrity and prior criminal history conducted by a background investigator and a drug screening.
- 4) Police departments must notify the Missouri Department of Public Safety Director within thirty days of the hiring or separation of a peace officer or reserve peace officer as mandated by Missouri Statute 590.070.

Accountability

- 5) Police departments providing police services within St. Louis County must operate 24 hours a day, providing police services with at least one officer on duty with the primary duty of responding to emergency calls for service from the public and a separate on-duty supervisor whose primary duty is not responding to emergency calls for service from the public and who, at the request of an officer, is able to respond to a scene in the capacity of a supervisor. This standard may be met by a department contracting for this service with another department otherwise in compliance with the Minimum Police Standards.
- 6) Police departments within St. Louis County shall have a policy for uses of force, vehicle pursuits, vehicle accidents involving an officer, firearm discharges, lawsuits and complaints. The policy shall require that records of these events are kept for a minimum of three years and are available for inspection and review. Police departments within St. Louis County must have a reporting and tracking system for uses of force, vehicle pursuits, lawsuits, complaints and internal affairs investigations, commonly known as an early-warning system. For uses of force, vehicle pursuits and firearm discharges for other than non-domesticated animals, a supervisor shall respond to the scene to conduct an investigation.
- 7) Police departments within St. Louis County must have a policy and the infrastructure for the intake, investigation and processing of citizen complaints at any given time. Departments shall take complaints of an anonymous nature.
- 8) Police departments within St. Louis County must have a policy that prohibits citizen contacts and/or detention based solely on race, ethnicity, gender, gender identity, sexual orientation, religious beliefs, disability, handicap or health related conditions or economic level. All investigative detentions, traffic stops, arrests, searches and seizures of property by commissioned police officers will be based on a standard of "reasonable suspicion" or "probable cause" as required by the Fourth Amendment of the United States Constitution and statutory authority.

Transparency

- 9) Police departments within St. Louis County must maintain compliance with Missouri Statute 590.650 by reporting traffic stop information on an annual basis to the Missouri Attorney General's Office.
- 10) Police departments within St. Louis County must annually report crime data to the State of Missouri for Uniform Crime Reports.
- 11) Police departments within St. Louis County must have the ability to accept and bond-out prisoners, 24 hours a day, 7 days a week. Departments may not keep a warrant active because of the inability to process a prisoner.
- 12) Police departments within St. Louis County that enter into contractual agreements with other municipal governments must clearly define and publicly declare who assumes responsibility for workers compensation and tort liability.
- 13) Police departments may be subject to an auditing and review process upon reasonable cause and shall be subject to an auditing and review process upon entering into a service contract agreement with another municipal government or political jurisdiction. The audit

and review will be conducted by the St. Louis County Executive or designee to demonstrate compliance and execution of the aforementioned standards.

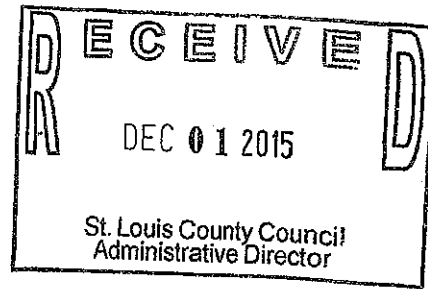


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NAACP

**St. Louis County Branch
Esther Haywood, President**

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November 30, 2015

Honorable Steve Stenger
St. Louis County Executive
41 South Central
Clayton, Missouri 63105

County Executive Stenger:

The St. Louis County NAACP is in support of your efforts to implement uniform police standards in St. Louis County.

On a regular basis our office is inundated with complaints from constituents across the County expressing their dismay with a number of area municipal police departments. We know that there are a number of area municipal police departments that have ethical and fair patterns of practice; however there are far too many that do not, and are collecting their revenue on the backs of the poor and disadvantaged.

At the NAACP we strongly believe that each County resident regardless of their race, or zip code is entitled to fair, professional, and quality community policing.

Uniform police standards can potentially reduce racial profiling and excessive force significantly if implemented properly, and help to rebuild trust between the African American community and law enforcement. . The County NAACP believes that this piece of legislation can improve our region by making it a more inclusive and fair place to live and work for all, regardless of race, color, or socio economic status.

Respectfully,

Hon. Esther Haywood
President, St. Louis County NAACP