

SECOND REGULAR SESSION

# SENATE BILL NO. 662

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

Pre-filed December 1, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4266S.02I

## AN ACT

To repeal section 302.176, RSMo, and to enact in lieu thereof two new sections relating to public safety education.

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

Section A. Section 302.176, RSMo, is repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 302.025 and 302.176, to read as  
3 follows:

**302.025. All driver training programs offered within this state  
2 shall include instruction concerning law enforcement procedures for  
3 traffic stops, including a demonstration of the proper actions to be  
4 taken during a traffic stop and appropriate interactions with law  
5 enforcement. Such programs shall also present enrollees with the  
6 information provided by the department of revenue pursuant to section  
7 302.176. As used in this section, "driver training programs" shall  
8 include private drivers' education programs and driver training  
9 programs taught by an instructor holding a valid driver education  
10 endorsement on a teaching certificate issued by the state department  
11 of elementary and secondary education.**

302.176. 1. Upon successful completion of the requirements of this  
2 chapter to obtain a driver's license, all first-time licensees in this state shall  
3 receive information from the department of revenue relating to:

4 **(1) The dangers of operating a motor vehicle while in an intoxicated or  
5 drugged condition; and**

6 **(2) Law enforcement procedures for traffic stops, the proper  
7 actions to be taken during a traffic stop, and appropriate interactions  
8 with law enforcement; and**

9           **(3) A description of drivers' and passengers' constitutional and**  
10 **other legal rights as they relate to a traffic stop, including but not**  
11 **limited to, searches and seizures, the right to remain silent, and the**  
12 **right to an attorney.**

13           **2. The director of revenue shall, in consultation with the**  
14 **superintendent of the Missouri state highway patrol and attorney**  
15 **general of this state, promulgate rules and regulations to administer**  
16 **the provisions of this section. Any rule or portion of a rule, as that**  
17 **term is defined in section 536.010 that is created under the authority**  
18 **delegated in this section shall become effective only if it complies with**  
19 **and is subject to all of the provisions of chapter 536, and, if applicable,**  
20 **section 536.028. This section and chapter 536 are nonseverable and if**  
21 **any of the powers vested with the general assembly pursuant to chapter**  
22 **536, to review, to delay the effective date, or to disapprove and annul**  
23 **a rule are subsequently held unconstitutional, then the grant of**  
24 **rulemaking authority and any rule proposed or adopted after August**  
25 **28, 2018, shall be invalid and void.**

Bill ✓

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