

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 349-22

AN ORDINANCE

authorizing the fingerprinting of applicants for the Citizens Police Review Board for the purpose of receiving and reporting criminal history record information as currently provided in Chapter 21, Article III of the City Code; and fixing the time when this ordinance shall become effective.

WHEREAS, the Citizens Police Review Board is a volunteer board established by the City Council and whose purpose is to provide an external and independent process for review of actual or perceived misconduct by police officers thereby increasing the police department's accountability to the community and community trust in the police department; and

WHEREAS, Sec. 21-46(c) of the City Code requires the board members on the Citizens Police Review Board to have no serious criminal record; and

WHEREAS, in an effort to ascertain whether an applicant possesses a serious criminal record, Sec. 21-46(c) of the City Code further requires the police chief to obtain a criminal history of all applicants for membership on the Citizens Police Review Board and advise the city council of any convictions for violations of federal, state or local law; and

WHEREAS, in order to obtain national criminal history data it is necessary for the applicant's fingerprints to be submitted to a central repository to search criminal history files; and

WHEREAS, Sec. 43.535.2 RSMo. authorizes the City to enact an ordinance to require the fingerprinting of certain applicants for the purpose of city officials receiving criminal history record information.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. Fingerprinting of Citizen Police Review Board Applicants.

a. Pursuant to Sec. 21-46 of the City Code and Sec. 43.535.2 RSMo. each applicant for the Citizen Police Review Board is hereby required to be fingerprinted for the purpose of receiving and reporting criminal history record information as provided in Chapter 21, Article III of the City Code, as amended. The chief of police, or designee, on

behalf of the City shall obtain the fingerprints of such applicant and submit the fingerprints to the Missouri State Highway Patrol, Criminal Justice Information Services (CJIS) Division. The set of fingerprints shall be used to search the Missouri criminal records repository and shall be submitted to the Federal Bureau of Investigation (FBI) to be used for searching the national criminal history records. The state and national results shall be disseminated by the Missouri State Highway Patrol, CJIS Division, to the City of Columbia.

b. The City of Columbia, Columbia Police Department shall disseminate the information received from the Missouri State Highway Patrol, CJIS Division as required by Chapter 21, Article III of the City of Columbia Code of Ordinances, as amended.

c. Notwithstanding the provisions of Sec. 610.021 RSMo., all records related to any criminal history information disseminated pursuant to this ordinance shall be accessible and available to the municipal officials making the record request. All criminal record check information shall be confidential and may not be disclosed by any person beyond the scope necessary to perform their duties under this ordinance and Chapter 21, Article III of the City Code, as amended.

d. The applicant may request and receive a copy of the applicant's criminal history record information from the police department. Should the applicant seek to amend or correct the criminal history record, the applicant must contact either the Missouri State Highway Patrol, CJIS Division for a Missouri state record or the FBI for a record from any other state jurisdiction maintained in the FBI file.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2022.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor