

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 150.060 OF THE MUNICIPAL CODE OF THE CITY OF ROCK HILL, MISSOURI RELATING TO DISCLOSURE OF ARREST RECORDS PURSUANT TO STATE LAW.

WHEREAS, by passage of C.C.S.H.S.S.S.C.S., S.B. 267 the Missouri General Assembly amended Section 610.105 R.S.Mo. 2000 to change the provisions relating to disclosure of police records; and

WHEREAS, the City is required to bring its Municipal Code provisions relating to such matters into conformity with state law;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ROCK HILL, MISSOURI, AS FOLLOWS:

Section 1. Subsection E of Section 150.060 of the Municipal Code of the City of Rock Hill, Missouri, is hereby amended by the repeal of the said subsection and the enactment of a new subsection in lieu thereof to read as follows:

Section 150.060 Police Records

E. If the person arrested is charged but the case is subsequently nolle prossed, dismissed, or the accused is found not guilty or imposition of sentence is suspended in the court in which the action is prosecuted, official records pertaining to the case shall thereafter be closed records when such case is finally terminated except as provided in section 610.120 RSMo and except that the court's judgment or order or the final action taken by the prosecutor in such matters may be accessed. If the accused is found not guilty due to mental disease or defect pursuant to section 552.030, RSMo, official records pertaining to the case shall thereafter be closed records upon such findings, except that the disposition may be accessed only by law enforcement agencies, child-care agencies, facilities as defined in section 198.006, RSMo, and in-home services provider agencies as defined in section 660.250, RSMO, in the manner established by section 610.120 RSMo.

Section 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be in full force and effect upon its passage and approval as provided by law.

Kennard O. Whitfield, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM;

City Attorney