

SECOND REGULAR SESSION

HOUSE BILL NO. 2506

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BLAND MANLOVE.

5240H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 590.805, RSMo, and to enact in lieu thereof one new section relating to peace officer use of force.

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

Section A. Section 590.805, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 590.805, to read as follows:

590.805. 1. A law enforcement officer shall not knowingly use a respiratory choke-hold **or carotid restraint** unless the use is in defense of the officer or another from serious physical injury or death.

2. A respiratory choke-hold includes the use of any body part or object to attempt to control or disable by applying pressure to a person's neck with the purpose of controlling or restricting such person's breathing.

3. A carotid restraint includes the use of any body part or object to apply pressure to the carotid arteries on the sides of a person's neck with the purpose, intent, or effect of controlling or restricting the person's movement or restricting the person's blood flow. The use of a carotid restraint shall not prevent or hinder breathing.

4. The use of a respiratory choke-hold or carotid restraint for any purpose except as allowed under subsection 1 of this section shall be cause for a peace officer's immediate dismissal and revocation of license under chapter 590.

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EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.