

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 30—Director’s Office
Chapter 1—General Organization

PROPOSED AMENDMENT

11 CSR 30-1.010 Organization and Operations

PURPOSE: This rule describes the organization and methods of operation of the Department of Public Safety.

(1) The Department of Public Safety, created by the Omnibus State Reorganization Act of 1974, is responsible for coordinating all elements of criminal investigation, law enforcement and public safety activities undertaken within the executive branch of state government. Its mission is not only to seek out those who disrupt society by violating its laws but to educate and motivate Missouri citizens to higher standards of personal and public safety.

(2) The Department of Public Safety is headed by a director, appointed by the governor, with the advice and consent of the senate. It is the responsibility of the director to provide overall coordination and unified direction in the state’s public safety program.

(3) The Department of Public Safety *[is divided into eight (8) major units. These units include three (3) planning or support units for public safety activities, four (4) law enforcement units and the adjutant general’s office.*

(A) Planning and Support Units.

1. Division of staff services. This office is headed by a director of staff services employed by and directly responsible to the director of public safety. This office is responsible for overall coordination and unified budgeting within the Department of Public Safety. This office is responsible for the implementation of programs and procedures involving personnel, payrolls, accounts, purchases and contracts; for monitoring the expenditure of all budgeted funds; and for the collection and dissemination of information necessary for the efficient operation and management of the Department of Public Safety. This office enables the director to evaluate and pursue department-wide priorities and provides effective management tools for the director of public safety to ensure intradepartmental efficiency and accessibility to pertinent information for review and research purposes. It is through this office that the director is able to eliminate waste and duplication, promote coordination and cooperation in the public safety area and streamline the delivery of necessary services.

2. *Missouri Council on Criminal Justice.* The Missouri Council on Criminal Justice was created by the director of the department. The members of this council are appointed by the director. This council has been designated by the governor as the state planning agency required by the Omnibus Crime Control and Safe Streets Act of 1968 as amended in 1973, Public Law 93-83. This council has the power to approve or disapprove the allocation of all grants issued through the Law Enforcement Assistance Administration. The director of public safety is responsible for providing staff assistance to the Missouri Council on Criminal Justice. This staff is headed by an executive director employed by and directly responsible to the director of public safety.

3. *Division of Highway Safety.* The Division of Highway Safety is headed by a director employed by and directly responsible to the director of public safety. This division administers Missouri's comprehensive highway safety program which is designed to implement the National Highway Traffic Safety Act, Public Law 93-643 and is responsible for the allocation of federal funds in accordance with this comprehensive plan and applicable state and federal law.

(B) *Law Enforcement Units:* The law enforcement activities of the Department of Public Safety are carried out through four (4) separate divisions, the Missouri State High-way Patrol, the Division of Liquor Control, the Division of Water Safety and the State Fire Marshal.

1. *The State Highway Patrol* is headed by a superintendent appointed by the governor with the advice and consent of the senate. The superintendent is directly responsible to the director of public safety. This division is primarily responsible for enforcing the laws on the state's highways as specified in Chapter 43, RSMo.

2. *The Division of Liquor Control* is headed by a supervisor nominated by the director of the Department of Public Safety and appointed by the governor with the advice and consent of the senate. The supervisor of liquor control is directly responsible to the director of public safety. This division is primarily responsible for the enforcement of liquor laws in the state of Missouri as specified in Chapters 311 and 312, RSMo.

3. *The Division of Water Safety* is headed by a commissioner appointed by the governor with the advice and consent of the senate. The commissioner is directly responsible to the director of public safety. This division is primarily responsible for enforcing the laws of Missouri on the state's waterways as specified in Chapter 306, RSMo.

4. *The State Fire Marshal's office* is headed by a state fire marshal appointed by and directly responsible to the director of public safety. This office is responsible for the investigation of suspicious fires and explosions and the development of information which will lead to the arrest and prosecution of persons who have committed criminal arson as specified in Chapter 320, RSMo. In addition, the State Fire Marshal's office is authorized under sections 292.600–292.625, RSMo to administer the state and federal Emergency Planning and Community Right-to-Know Act.

(C) *The Adjutant General.*

1. *The adjutant general and the state militia* are assigned to the Department of Public Safety. The adjutant general is appointed by the governor with the advice and consent of the senate and is responsible to the governor who serves as commander-in-chief of the state militia.

2. The adjutant general's office and the Department of Public Safety cooperate in the development and implementation of plans to prepare against civil disturbances, natural disasters and other emergency situations and to provide assistance following these events.]

(3) carries out its programs through the following major administrative divisions and units:

(A) Office of the Director; is responsible for the overall coordination and unified budgeting within the department. This office is responsible for the implementation of programs and procedures involving personnel, payroll, accounting, purchasing and contracts. The Director's office also manages the Criminal Justice/Law Enforcement Unit, Peace Officer Standards and Training Unit, Crime Victims Services Unit, Crime Victims' Compensation Program, Missouri Office of Homeland Security, Juvenile Justice and the Missouri Statewide Interoperability Center.

(B) Alcohol and Tobacco Control Division is responsible for the enforcement of liquor and tobacco control laws in the State of Missouri as specified in Chapters 311 and 312, RSMo.

(C) Capitol Police Division is the primary law enforcement agency for the Capitol Complex. Officers patrol buildings and grounds and respond to medical emergencies, traffic accidents and security and fire alarms. The division also provides residential security at the Missouri Governor's Mansion.

(D) Fire Safety Division is responsible for the investigation of suspicious fires and explosions, performing fire safety inspections, regulating the manufacturing and sale of fireworks in Missouri, conducting safety inspections of boiler and pressure vessels, elevator and amusement ride safety and firefighter training and certification.

(E) Gaming Commission regulates charitable gaming, riverboat casino gaming and fantasy sports contests in Missouri and ensures the integrity of the gaming industry.

(F) Missouri State Highway Patrol Division is empowered to enforce traffic laws and promote safety upon Missouri highways and waterways. The division also provides executive protection to the Governor and First Family, aircraft operations, criminal investigation, law enforcement information systems and education and training.

(G) Office of the Adjutant General, in cooperation with the Department of Public Safety, is responsible for the development and implementation of plans to prepare against civil disturbances, natural disasters and other emergency situations and provides assistance during and following these events.

(H) State Emergency Management Agency teaches Missourian's how to prepare for natural disasters, responds with assistance during a disaster and provides recovery resources following a disaster.

(I) Veterans Commission provides benefits, assistance, skilled nursing care and interment of eligible veterans in Missouri.

(4) The director of public safety coordinates the activities of these divisions and provides a centralized source of support and a central point of contact for local and federal law enforcement agencies.

(5) Any person desiring information or assistance on any matter falling within the jurisdiction of the Department of Public Safety should contact the Director of Public Safety, [1101 Riverside Drive] P.O. Box 749, Jefferson City, MO 65102, phone (573) 751-4905.

AUTHORITY: section 536.023, RSMo 1986.* Original rule filed Dec. 31, 1975, effective Jan. 10, 1976. Amended: Filed Nov. 16, 1993, effective June 6, 1994.

*Original authority: 536.023, RSMo 1975, amended 1976.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Public Safety, ATTN: Nathan Weinert, P.O. Box 749, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.