

FIRST REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 80

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROSS.

Pre-filed December 4, 2000, and 1000 copies ordered printed.

Read 1st time January 3, 2001.

Read 2nd time January 4, 2001, and referred to the Committee on Public Safety, Law Enforcement and Veteran Affairs, January 23, 2001.

Reported from the Committee on Public Safety, Law Enforcement and Veteran Affairs, February 15, 2001, with recommendation that the bill Do Pass.

Taken up for Perfection February 26, 2001. Bill ordered Perfected and printed.

TED WEDEL, Chief Clerk

0237L.01P

AN ACT

To amend chapter 70, RSMo, relating to multijurisdictional antifraud enforcement, by adding thereto four new sections relating to the same subject.

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

Section A. Chapter 70, RSMo, is amended by adding thereto four new sections, to be
2 known as sections 70.827, 70.829, 70.831 and 70.833, to read as follows:

70.827. As used in sections 70.827 to 70.833, the following terms mean:

2 **(1) "Department", the department of public safety;**

3 **(2) "Director", the director of the department of public safety;**

4 **(3) "Multijurisdictional antifraud enforcement group", or "MAEG", a combination**
5 **of political subdivisions established pursuant to sections 70.827 to 70.833.**

70.829. 1. Any two or more political subdivisions or the state highway patrol and
2 **any two or more political subdivisions may by order or ordinance agree to cooperate with**
3 **one another in the formation of a multijurisdictional antifraud enforcement group for the**
4 **purpose of intensive professional investigation of fraudulent activities.**

5 **2. The power of arrest of any peace officer who is duly authorized as a member of**
6 **a MAEG unit shall only be exercised during the time such peace officer is an active**
7 **member of a MAEG unit and only within the scope of the investigation on which the unit**

8 is working. Notwithstanding other provisions of law to the contrary, such officer shall
9 have the power of arrest, as limited in this subsection, anywhere in the state and shall
10 provide prior notification to the chief of police of the municipality in which the
11 investigation is to take place or the sheriff of the county if the investigation is to be made
12 in his or her venue. The chief of police or sheriff may elect to work with the MAEG unit
13 at his or her option when such MAEG is operating within the jurisdiction of such chief of
14 police or sheriff.

70.831. 1. A county bordering another state may enter into agreement with the
2 political subdivisions in such other state's contiguous county pursuant to section 70.220,
3 to form a multijurisdictional antifraud enforcement group for the enforcement of antifraud
4 laws and work in cooperation pursuant to sections 70.827 to 70.833.

5 2. Such other state's law enforcement officers may be deputized as officers of the
6 counties of this state participating in an agreement pursuant to subsection 1 of this section,
7 and shall be deemed to have met all requirements of peace officer training and certification
8 pursuant to chapter 590, RSMo, for the purposes of conducting investigations and making
9 arrests in this state pursuant to the provisions of section 70.829, provided such officers
10 have satisfied the applicable peace officer training and certification standards in force in
11 such other state.

12 3. Such other state's law enforcement officers shall have the same powers and
13 immunities when working under an agreement pursuant to subsection 1 of this section as
14 if working under an agreement with another political subdivision in Missouri pursuant to
15 section 70.815.

16 4. A multijurisdictional antifraud enforcement group formed pursuant to this
17 section is eligible to receive state grants to help defray the costs of its operation pursuant
18 to the terms of section 70.833.

19 5. The provisions of subsections 2, 3 and 4 of this section shall not be in force unless
20 such other state has provided or shall provide legal authority for its political subdivisions
21 to enter into such agreements and to extend reciprocal powers and privileges to the law
22 enforcement officers of this state working pursuant to such agreements.

70.833. 1. A multijurisdictional antifraud enforcement group which meets the
2 minimum criteria established in this section is eligible to receive state grants to help defray
3 the costs of operation.

4 2. To be eligible for state grants, a MAEG shall:

5 (1) Be established and operating pursuant to intergovernmental contracts written
6 and executed in conformity by law, and involve two or more units of local government;

7 (2) Establish a MAEG policy board composed of an elected official, or a designee,

8 and the chief law enforcement officer from each participating unit of local government to
9 oversee the operations of the MAEG and make such reports to the department of public
10 safety as the department may require;

11 (3) Designate a single appropriate official of a participating unit of local
12 government to act as the financial officer of the MAEG for all participating units of the
13 local government and to receive funds for the operation of the MAEG;

14 (4) Limit its target operation to enforcement of antifraud laws;

15 (5) Cooperate with the department of public safety in order to assure compliance
16 with sections 70.827 to 70.833 and to enable the department to fulfill its duties pursuant to
17 sections 70.827 to 70.833 and supply the department with all information the department
18 deems necessary therefor.

19 3. The department of public safety shall monitor the operations of all MAEG units
20 which receive state grants. From the moneys appropriated annually, if funds are made
21 available by the general assembly for this purpose, the director shall determine and certify
22 to the auditor the amount of the grant to be made to each designated MAEG financial
23 officer. No provision of this section shall prohibit funding of multijurisdictional antifraud
24 enforcement groups by sources other than those provided by the general assembly, if such
25 funding is in accordance with and in such a manner as provided by law.

26 4. The director shall report annually, no later than January first of each year, to
27 the governor and the general assembly on the operations of the multijurisdictional
28 antifraud enforcement groups, including a breakdown of the appropriation for the current
29 fiscal year indicating the amount of the state grant each MAEG received or will receive.