

HB 28 -- PROSECUTING AND CIRCUIT ATTORNEYS

SPONSOR: Murphy

This bill specifies that a prosecuting or circuit attorney performing discretionary functions will not be liable for civil damages if his or her conduct does not violate a clearly established statutory or Constitutional right.

Additionally, the bill specifies certain provisions pertaining to the City of St. Louis. It specifies that the Attorney General will have concurrent jurisdiction with any circuit attorney to prosecute under the provisions of Section 556.065, RSMo. It also specifies how the Attorney General may proceed when receiving a referral from a law enforcement agency, as well as how the Attorney General may proceed if the circuit attorney has commenced a prosecution.

This bill is similar to HCS HB 1538 & 1900 (2020).