

SECOND REGULAR SESSION

HOUSE BILL NO. 1994

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE UNSICKER.

4019H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 43.380, RSMo, and to enact in lieu thereof two new sections relating to the establishment of the Missouri bureau of investigation.

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

Section A. Section 43.380, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 27.160 and 43.380, to read as follows:

- 27.160. 1. There is hereby established within the office of the attorney general for the state of Missouri a division to be known as the "Missouri Bureau of Investigation". The bureau of investigation shall have full power and authority to make investigations connected with any crime of any nature. The director of the bureau shall initiate the investigation of any suspected crime or activity within this state at the request of the attorney general or at the request of any chief of police, prosecuting attorney, sheriff, or the superintendent of the Missouri state highway patrol.**
- 2. The director of the bureau shall be appointed by the attorney general, subject to confirmation by the senate. Subject to appropriations, the bureau director shall appoint the following:**
- (1) A deputy director;**
 - (2) Assistant directors necessary for the efficient operation of the bureau; and**
 - (3) Agents who shall be trained in the detection and apprehension of criminals.**
- 3. Assistant directors appointed under this section shall have the qualifications and employee benefits, including longevity, of an agent.**
- 4. No person shall be appointed to a position within the Missouri bureau of investigation if the person has been convicted of a felony.**

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.

18 **5. Each agent of the bureau shall subscribe to an oath to faithfully discharge the**
19 **duties of such agent's office, as is required of other public officials.**

20 **6. If the attorney general or the superintendent of the highway patrol request the**
21 **director of the bureau to undertake any investigation under this section other than a**
22 **drug-related investigation, the director shall notify as soon as practicable the chief of**
23 **police, prosecuting attorney, or sheriff having jurisdiction in the area in which the**
24 **pending investigation will be conducted of such pending investigation unless such official**
25 **is a subject in the investigation or is implicated or allegedly involved in the investigation.**

 43.380. 1. The director of the division of drug and crime control shall initiate the
2 investigation of any suspected crime or criminal activity within this state [~~at the request of the~~
3 ~~attorney general, when the attorney general has authority to initiate legal action with respect~~
4 ~~to the matter to be investigated, or]~~ at the request of any chief of police, prosecuting attorney,
5 sheriff, or the superintendent of the Missouri state highway patrol.

6 2. If the [~~attorney general or the~~] superintendent of the highway patrol [~~request~~]
7 **requests** the director of the division of drug and crime control to undertake any investigation
8 under this section other than a drug-related investigation, the director shall notify as soon as
9 practical the chief of police, prosecuting attorney, or sheriff having jurisdiction in the area in
10 which the pending investigation will be conducted of such pending investigation unless such
11 official is a subject in the investigation or is implicated or allegedly involved in the
12 investigation.

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