

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3535
103RD GENERAL ASSEMBLY

7525H.02C

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 320.230, RSMo, and to enact in lieu thereof one new section relating to peace officer duties of certain employees of the division of fire safety.

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

Section A. Section 320.230, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 320.230, to read as follows:

320.230. 1. The state fire marshal shall conduct investigations and may conduct hearings into the cause, origin, or circumstances of fire losses and shall cooperate with the appropriate fire or police officials of this state or its political subdivisions in investigations of the cause, origin or circumstances of fires, explosions or related occurrences involving the possibility of arson or related offenses.

2. The state fire marshal and the marshal's paid investigators who have attained proper certification as peace officers pursuant to chapter 590 as approved by the director of the department of public safety shall be deemed to be peace officers and shall notify the local law enforcement agency of the existence of the investigators and shall have the power of arrest for all offenses incident to the investigation of the cause, origin or circumstances of fires, **fireworks**, explosions or like occurrences involving the possibility of arson, or related offenses, and in connection with any offenses when aiding and assisting the sheriff of any county or the chief of police of any municipality, or their designated representatives, at their request, **or when exigent circumstances that present an immediate threat of bodily harm to any person exist.**

3. The term "**fireworks**" shall be as defined in section 320.106.

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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.