

SECOND REGULAR SESSION

SENATE BILL NO. 1008

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BURGER.

5421S.02I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 27.020, RSMo, and to enact in lieu thereof one new section relating to investigators appointed by the attorney general.

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

Section A. Section 27.020, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 27.020,
3 to read as follows:

27.020. 1. The attorney general is hereby authorized
2 to appoint such assistant attorneys general as may be
3 necessary to properly perform the duties of his **or her**
4 office and shall fix the compensation of such assistants
5 within the limits of the amount appropriated by the general
6 assembly. Said assistant attorneys general shall hold their
7 office at the pleasure of the attorney general, shall
8 possess the same qualifications as the attorney general, and
9 before entering upon the discharge of their duties shall
10 each take and subscribe to an oath to support the
11 Constitution of the United States and of the state of
12 Missouri and to faithfully demean themselves in office. It
13 shall be their duty to assist the attorney general in his **or**
14 **her** official duties with power and authority under his **or**
15 **her** direction to represent him **or her** in the discharge of
16 all the duties of his **or her** office.

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

17 2. The attorney general may, at the request of any
18 officer, department, board, bureau, commission or agency of
19 the state, assign assistant attorneys general to perform the
20 duties prescribed by law before or upon behalf of such
21 officer, department, board, bureau, commission or agency and
22 may, upon request as aforesaid, from time to time reassign
23 such assistants.

24 3. The attorney general is also authorized to appoint
25 a chief clerk, stenographers, typists, clerks,
26 [investigators] and such other employees as shall be
27 necessary to properly perform the duties of his or her
28 office [and shall fix the compensation of persons thus
29 employed within the limits of the amount appropriated by the
30 general assembly.] Said employees shall serve during the
31 pleasure of the attorney general. [The assistant attorneys
32 general and the chief clerk, stenographers, typists, clerks,
33 investigators and other employees shall be paid in the same
34 manner and at the same time as the attorney general. The
35 compensation and expenses of said assistants and employees
36 may be paid out of any state or federal funds appropriated
37 to said department for such purposes].

38 4. The attorney general is further authorized to
39 appoint commissioned and noncommissioned investigators, as
40 shall be necessary to properly perform the duties of his or
41 her office. Investigators shall serve at the pleasure of
42 the attorney general. Each commissioned investigator, upon
43 appointment, shall take and subscribe an oath of office to
44 support the constitution and laws of the United States and
45 the state of Missouri and shall receive a certificate of
46 appointment, a copy of which shall be filed with the
47 secretary of state, issued by the attorney general or his or
48 her designee granting such commissioned investigator all the

49 same powers of arrest held by peace officers to maintain
50 order and preserve the peace in any matter in which the
51 attorney general is appointed or assigned in accordance with
52 the law. Commissioned investigators may assist law
53 enforcement agencies when requested. The certificate of
54 appointment of each commissioned investigator may be
55 withdrawn at any time by the attorney general. Commissioned
56 investigators shall comply with all peace officer standards
57 required by chapter 590.

58 5. The attorney general is authorized to fix the
59 compensation of persons employed by him or her within the
60 limits of the amount appropriated by the general assembly.
61 The assistant attorneys general and the chief clerk,
62 stenographers, typists, clerks, investigators, and other
63 employees shall be paid in the same manner and at the same
64 time as the attorney general. The compensation and expenses
65 of said assistants, investigators, and other employees may
66 be paid out of any state or federal funds appropriated to
67 said department for such purposes.

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