

SECOND REGULAR SESSION

# HOUSE BILL NO. 1961

98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE ELLINGTON.

4457H.011

D. ADAM CRUMBLISS, Chief Clerk

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## AN ACT

To repeal section 540.031, RSMo, and to enact in lieu thereof one new section relating to grand jury proceedings.

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

Section A. Section 540.031, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 540.031, to read as follows:

540.031. **1. Except as provided in subsection 2 of this section,** a grand jury may make inquiry into and return indictments for all grades of crimes and shall make inquiry into all possible violations of the criminal laws as the court may direct. The grand jury may examine public buildings and report on their conditions.

**2. Notwithstanding any rule, regulation, or provision of law to the contrary, the grand jury shall not inquire into and return an indictment for an offense that involves a shooting by a police officer that led to the death of the person being detained or arrested by such police officer; such inquiry and return of indictment shall be made by the appellate court that would have jurisdiction over the matter.**

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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.