

SECOND REGULAR SESSION

SENATE BILL NO. 878

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WIELAND.

Read 1st time January 8, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5503S.011

AN ACT

To amend chapter 44, RSMo, by adding thereto one new section relating to law enforcement assistance.

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

Section A. Chapter 44, RSMo, is amended by adding thereto one new section, to be known as section 44.091, to read as follows:

44.091. 1. For purposes of this section, the following terms shall mean:

(1) "Law enforcement officer", any law enforcement officer as defined in section 556.061, or any officer with the power to arrest under section 544.216;

(2) "Requesting entity", any law enforcement agency or entity within this state empowered by law to maintain a law enforcement agency;

(3) "Sending agency", a law enforcement agency that has been requested to provide assistance by a requesting entity.

2. Whenever any law enforcement officer is expressly requested to render assistance by the highest ranking official of any requesting entity for a specific event, such law enforcement officer may provide such assistance and shall have the same powers of arrest as he or she has in his or her own jurisdiction and any powers of arrest as officers of the requesting entity. Such powers shall be limited to the location where such services are requested to be provided, for the duration of the specific event, and while acting under the direction of the requesting entity's chief law enforcement officer or his or her designee.

3. Any law enforcement officer acting pursuant to a request made under subsection 2 of this section shall be considered an

22 **employee of the sending agency and shall be entitled to any benefits**
23 **afforded to employees of the sending agency under chapter 287 or**
24 **section 290.505 as well as any expense reimbursement provisions**
25 **provided to employees of the sending agency.**

26 **4. Any law enforcement officer acting pursuant to a request**
27 **made under subsection 2 of this section shall enjoy the same legal**
28 **immunities as an officer of the requesting entity, including sovereign**
29 **immunity, official immunity, and the Missouri public duty doctrine.**

30 **5. Nothing in this section shall be construed to limit the powers**
31 **of arrest provided to a law enforcement officer by any other law.**

Unofficial ✓

Bill

Copy