

HB 1858 -- POWER TO DISMISS CHARGES

SPONSOR: Lipke

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Crime Prevention and Public Safety by a vote of 12 to 0.

This bill authorizes the prosecuting or circuit attorney to dismiss a complaint, information, or indictment without the consent of the court.

FISCAL NOTE: No impact on state funds in FY 2007, FY 2008, and FY 2009.

PROPOSERS: Supporters say that prosecutors currently have the ability to dismiss and re-file cases without prejudice. The bill codifies what is currently common practice among prosecutors to eliminate any confusion.

Testifying for the bill were Representative Lipke; and Eric Zahnd and Bob McCulloch, Missouri Association of Prosecuting Attorneys.

OPPOSERS: There was no opposition voiced to the committee.

Kristina Jenkins, Legislative Analyst