

HB 1759 -- CERTAIN OFFENDERS WITH OFFENSES IN MULTIPLE JURISDICTIONS

SPONSOR: Walton Gray

This bill changes the laws regarding offenders with offenses in multiple jurisdictions. The bill states that a fugitive from justice, a person with an outstanding arrest warrant, or a person who is wanted by another jurisdiction cannot be transported to a holding cell within the political subdivision or jurisdiction that apprehended the person if he or she:

- (1) Is taken into custody within 30 miles of the jurisdiction where he or she has an active warrant or is wanted;
- (2) Is taken into custody in a jurisdiction within the same state as the jurisdiction or political subdivision that wants or has issued a warrant for the person's arrest; or
- (3) Is not being held in custody on any charges pending in the political subdivision or jurisdiction in which the fugitive or wanted person has been taken into custody;

The wanted person or fugitive must be transported by the peace or law enforcement officer, agency, or department that took him or her into custody and surrendered to the nearest political subdivision or jurisdiction within the state that is located within 30 miles of the transporting jurisdiction in which the fugitive or wanted person is wanted.

If the fugitive or wanted person is also wanted by the jurisdiction that has taken him or her into custody, immediately after satisfying any conditions for release from custody of the holding jurisdiction, the holding jurisdiction must notify, in the order of the least distance from the holding jurisdiction, each political subdivision or jurisdiction within the state that is located within 30 miles of the holding jurisdiction in which the fugitive or wanted person is wanted of the impending release. The political subdivision or jurisdiction must notify the holding jurisdiction of its intent to retrieve the fugitive or incarcerated person. If it fails to do so within four hours after being notified, the holding jurisdiction may transport and surrender the fugitive or wanted person to the nearest political subdivision or jurisdiction within the state that is located within 30 miles of the transporting jurisdiction in which the fugitive or wanted person is wanted.

The bill allows any fugitive or wanted person being held in custody under an arrest warrant to be assessed or charged, upon conviction of any of the charges included in the arrest warrant or any other

charge bargained by the parties, \$1 per mile and \$25 per hour or other reasonable fee as may from time to time be established by the Missouri Supreme Court, for the transportation. This fee must be taxed by the political subdivision or jurisdiction in which the fugitive or person is wanted as court costs and must be remitted to the transporting jurisdiction upon payment.