

FIRST REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 491

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES GEORGE (Sponsor), HOLT,  
GREEN (15) AND WAGNER.

Read 1<sup>st</sup> time January 23, 2001, and 1000 copies ordered printed.

Read 2<sup>nd</sup> time January 24, 2001, and referred to the Committee on Municipal Corporations, February 8, 2001.

Reported from the Committee on Municipal Corporations, March 1, 2001, with recommendation that the bill Do Pass by Consent.

Perfected by Consent March 12, 2001. Bill ordered Perfected and printed.

TED WEDEL, Chief Clerk

0807L.01P

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### AN ACT

To repeal section 77.370, RSMo 2000, relating to election of marshals in cities which contract for police service, and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 77.370, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 77.370, to read as follows:

77.370. 1. Except as hereinafter provided, the following officers shall be elected by the voters of the city: Mayor, police judge, attorney, assessor, collector, treasurer and, except in cities which adopt the merit system police department **or in cities which contract with another entity for police service**, a marshal.

2. The attorney shall be a person licensed to practice law in Missouri, and the council, by ordinance, may provide for the appointment of an attorney, by the mayor with the approval of the council, in lieu of electing an attorney. If so appointed he shall serve at the pleasure of the mayor and council.

3. Whenever a city contracts for the assessment of property or the collection of taxes [by the county or township assessor or collector, respectively,] **with either a public or private**

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

11 **entity** as authorized by section 70.220, RSMo, the city council shall by ordinance provide that  
12 at the expiration of the term of the then city assessor or collector, as the case may be, the office  
13 is abolished and thereafter no election shall be had to fill the office; except that in the event the  
14 contract expires and, for any reason, is not renewed, the council may by ordinance provide for  
15 the election of such officer at the next and succeeding regular elections for municipal officers.

16 4. The term of office for each of the officers is two years except the office of mayor and  
17 the marshal which are four-year terms. All officers hold office until their successors are duly  
18 elected or appointed and qualified.

19 5. The council, by ordinance, may provide that any officer of the city except the mayor  
20 and the councilmen shall be appointed instead of elected. Such ordinance shall set the manner  
21 of appointment, in accordance with section 77.330, and the term of office for each appointive  
22 officer, which term shall not exceed four years.