

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 667**  
95TH GENERAL ASSEMBLY

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Reported from the Committee on Jobs, Economic Development and Local Government, April 15, 2009, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

TERRY L. SPIELER, Secretary.

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**AN ACT**

To repeal section 57.010, RSMo, and to enact in lieu thereof one new section relating to qualifications of sheriffs.

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

Section A. Section 57.010, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 57.010, to read as follows:

57.010. 1. At the general election to be held in 1948, and at each general  
2 election held every four years thereafter, the voters in every county in this state  
3 shall elect some suitable person sheriff. No person shall be eligible for the office  
4 of sheriff who has been convicted of a felony. Such person shall be a resident  
5 taxpayer and elector of said county, shall have resided in said county for more  
6 than one whole year next before filing for said office and shall be a person capable  
7 of efficient law enforcement. When any person shall be elected sheriff, such  
8 person shall enter upon the discharge of the duties of such person's office as chief  
9 law enforcement officer of that county on the first day of January next succeeding  
10 said election.

11 2. Beginning January 1, 2003, any sheriff who does not hold a valid peace  
12 officer license pursuant to chapter 590, RSMo, shall refrain from personally  
13 executing any of the police powers of the office of sheriff, including but not limited  
14 to participation in the activities of arrest, detention, vehicular pursuit, search and  
15 interrogation. Nothing in this section shall prevent any sheriff from  
16 administering the execution of police powers through duly commissioned deputy  
17 sheriffs. This subsection shall not apply:

18 (1) During the first twelve months of the first term of office of any sheriff

19 who is eligible to become licensed as a peace officer and who intends to become  
20 so licensed within twelve months after taking office, **except this subdivision**  
21 **shall not be effective beginning January 1, 2010;** or

22 (2) To the sheriff of any county of the first classification with a charter  
23 form of government with a population over nine hundred thousand.

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