

SECOND REGULAR SESSION

HOUSE BILL NO. 1211

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES DIECKHAUS (Sponsor), CURTMAN,
HINSON AND SCHATZ (Co-sponsors).

5016L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 67.320, RSMo, and to enact in lieu thereof one new section relating to authorizing establishment of a municipal court by a county.

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

Section A. Section 67.320, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 67.320, to read as follows:

67.320. 1. Any county of the first classification with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants **or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants** may prosecute and punish violations of its county orders in the circuit court of such counties in the manner and to the extent herein provided or in a county municipal court if creation of a county municipal court is approved by order of the county commission. The county may adopt orders with penal provisions consistent with state law, but only in the areas of traffic violations, solid waste management, county building codes, on-site sewer treatment, zoning orders, and animal control. Any county municipal court established pursuant to the provisions of this section shall have jurisdiction over violations of that county's orders and the ordinances of municipalities with which the county has a contract to prosecute and punish violations of municipal ordinances of the municipality.

2. **Except as provided in subsection 5 of this section** in any county which has elected to establish a county municipal court pursuant to this section, the judges for such court shall be appointed by the county commission of such county, subject to confirmation by the legislative body of such county in the same manner as confirmation for other county appointed officers.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 The number of judges appointed, and qualifications for their appointment, shall be established
18 by order of the commission.

19 3. The practice and procedure of each prosecution shall be conducted in compliance with
20 all of the terms and provisions of sections 66.010 to 66.140, except as provided for in this
21 section.

22 4. Any use of the term ordinance in sections 66.010 to 66.140 shall be synonymous with
23 the term order for purposes of this section.

24 **5. In any county of the first classification with more than one hundred one**
25 **thousand but fewer than one hundred fifteen thousand inhabitants the first judges shall**
26 **be appointed by the county commission for a term of four years, and thereafter the judges**
27 **shall be elected for a term of four years. The number of judges appointed, and**
28 **qualifications for their appointment, shall be established by order of the commission.**

✓