

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 473, Page 1, In the title, Lines 2 and 3, by deleting the words, "county
2 municipal"; and

3
4 Further amend said bill, Page 2, Section 67.320, Line 31, by inserting after all of said line the
5 following:

6 "476.083. 1. In addition to any appointments made pursuant to section 485.010, the
7 presiding judge of each circuit containing one or more facilities operated by the department of
8 corrections with an average total inmate population in all such facilities in the circuit over the
9 previous two years of more than two thousand five hundred inmates or containing, as of January 1,
10 2015, a diagnostic and reception center operated by the department of corrections and a mental
11 health facility operated by the department of mental health which houses persons found not guilty of
12 a crime by reason of mental disease or defect under chapter 552 and provides sex offender
13 rehabilitation and treatment services (SORTS) may appoint a circuit court marshal to aid the
14 presiding judge in the administration of the judicial business of the circuit by overseeing the physical
15 security of the courthouse, serving court-generated papers and orders, and assisting the judges of the
16 circuit as the presiding judge determines appropriate. Such circuit court marshal appointed pursuant
17 to the provisions of this section shall serve at the pleasure of the presiding judge. The circuit court
18 marshal authorized by this section is in addition to staff support from the circuit clerks, deputy
19 circuit clerks, division clerks, municipal clerks, and any other staff personnel which may otherwise
20 be provided by law.

21 2. The salary of a circuit court marshal shall be established by the presiding judge of the
22 circuit within funds made available for that purpose, but such salary shall not exceed ninety percent
23 of the salary of the highest paid sheriff serving a county wholly or partially within that circuit.
24 Personnel authorized by this section shall be paid from state funds or federal grant moneys which are
25 available for that purpose and not from county funds.

26 3. Any person appointed as a circuit court marshal pursuant to this section shall have at least
27 five years' prior experience as a law enforcement officer. In addition, any such person shall within
28 one year after appointment, or as soon as practicable, attend a court security school or training
29 program operated by the United States Marshal Service. In addition to all other powers and duties
30 prescribed in this section, a circuit court marshal may:

31 (1) Serve process;

32 (2) Wear a concealable firearm; and

33 (3) Make an arrest based upon local court rules and state law, and as directed by the
34 presiding judge of the circuit."; and

35 Further amend said bill by amending the title, enacting clause, and intersectional references
36 accordingly.

Action Taken _____ Date _____

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