

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Bill No. 1733, Page 1, In the Title, Line 3, by deleting the word "emergency" and  
2 inserting in lieu thereof the word "motor"; and

3  
4 Further amend said bill, Page 3, Section 304.022, Line 72, by inserting after all of said section and  
5 line the following:

6  
7 "304.825. Notwithstanding any other provision of law, upon motion of the defendant, if the  
8 court finds that the defendant is indigent or is without sufficient disposable income to pay  
9 restitution, court costs, fees, expenses, or fines in whole or in installments over a period of one year,  
10 the court of jurisdiction shall be required to consider sentencing the defendant to perform  
11 community service under such conditions as may be established by the court, in lieu of paying  
12 restitution, court costs, fees, expenses, or fines, for all traffic offenses deemed infractions or class C  
13 misdemeanors under this chapter or violations of any ordinance or political subdivision of this state.  
14 If a person is not indigent, the court of jurisdiction may offer community service in lieu of a fine for  
15 such offenses; however, the defendant shall be responsible for paying all court costs, fees, and  
16 expenses. Once a defendant is sentenced to perform community service in lieu of paying a fine  
17 under the provisions of this section, he or she shall be ineligible for a community service sentence  
18 for future traffic offenses within the same jurisdiction within the twelve-month time period  
19 following the date of the traffic offense for which community service was ordered.

20 479.012. Notwithstanding any provision of law, a person shall not be assessed any  
21 additional penalty and an arrest warrant shall not be issued if such person fails to appear in  
22 municipal court for any traffic or ordinance violation or violations if such failure to appear occurs  
23 once in a twelve-month period in the same jurisdiction following the date of the traffic or ordinance  
24 violation or violations. If such person fails to appear two or more times in such twelve-month  
25 period for a traffic or ordinance violation or violations, the municipal court may assess additional  
26 penalties, except no arrest warrant shall be issued. In lieu of an arrest warrant, such court may opt  
27 to use a collection agency to collect any moneys owed by such person."; and

28  
29 Further amend said bill by amending the title, enacting clause, and intersectional references  
30 accordingly.  
31

Standing Action Taken \_\_\_\_\_ Date \_\_\_\_\_

Select Action Taken \_\_\_\_\_ Date \_\_\_\_\_