

# HOUSE BILL NO. 2442

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE ROWDEN.

6292H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 590, RSMo, by adding thereto one new section relating to personnel advisory boards.

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

Section A. Chapter 590, RSMo, is amended by adding thereto one new section, to be known as section 590.652, to read as follows:

**590.652. 1. Each city, county, and city not within a county may establish a personnel advisory board to hear any appeal regarding corrective or disciplinary actions against any law enforcement officer that have resulted in the demotion, suspension, or dismissal of the officer.**

**2. Any board established under this section shall be comprised of seven members appointed by the governing body of the city, county, or city not within a county and two alternate members to serve in the absence or disqualification of any member. The seven-member board shall designate one of its members as the chair. Five board members shall constitute a quorum for the transaction of business, and all actions of the board shall be approved by a simple majority of those present at any meeting. The members shall not receive compensation but shall receive reimbursement from the local governing body for all reasonable and necessary expenses.**

**3. Members of the personnel advisory board shall:**

**(1) Be residents and qualified registered voters of the city, county, or city not within a county;**

**(2) Hold no other elected public office or position in local government during their term on the board;**

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.

18           **(3) Be appointed to staggered three year terms of office;**

19           **(4) Have significant and substantive knowledge of social, legislative, political, and**  
20 **administrative factors affecting personnel management and employee relations; and**

21           **(5) In their deliberations and recommendations consider the best interest of**  
22 **effective, efficient services to the public as well as consistent, equitable application of**  
23 **applicable rules, policies, procedures, and regulations.**

24           **4. The board shall have the responsibility to review certain actions against any law**  
25 **enforcement officer employed by the city, county, or city not within a county and perform**  
26 **other adjudicatory and advisory duties with reference to the employment of law**  
27 **enforcement officers as the local governing body may required or request. In performing**  
28 **its responsibilities, the board shall hold an appellate hearing regarding any corrective or**  
29 **disciplinary actions against any such law enforcement officer that has resulted in**  
30 **disciplinary demotion, suspension, or dismissal of the officer. The hearing shall be a**  
31 **private hearing unless the officer requests the hearing to be public, in which case the public**  
32 **shall be given notice of the hearing fifteen days in advance of the time of the hearing and**  
33 **such hearing shall be open to public testimony and for public viewing.**

34           **5. The findings and recommendations of the board, and the basis therefore, shall**  
35 **be submitted to the local governing body. No finding or recommendation shall be based**  
36 **solely upon an unsworn complaint or statement, nor shall prior unsubstantiated,**  
37 **unfounded, or withdrawn complaints be the basis for any such findings or**  
38 **recommendations.**

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