

SECOND REGULAR SESSION

[PERFECTED]

SENATE BILL NO. 720

91ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR WESTFALL.

Pre-filed December 1, 2001, and 1,000 copies ordered printed.

Read 2nd time January 14, 2002, and referred to the Committee on Civil and Criminal Jurisprudence.

Reported from the Committee January 28, 2002, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up February 11, 2002. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

2779S.01P

AN ACT

To repeal sections 52.300 and 54.330, RSMo, relating to bonds for deputies for county collectors and treasurer ex officio collectors, and to enact in lieu thereof two new sections relating to the same subject.

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

Section A. Sections 52.300 and 54.330, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 52.300 and 54.330, to read as follows:

52.300. Collectors may appoint deputies and assistants, by an instrument in writing, duly signed, and may also revoke any such appointment at their pleasure[, and may require bonds or other securities from such deputies to secure themselves; and]. Each such deputy **or assistant** shall have like authority, in every respect, to collect the taxes levied or assessed within the portion of the county, town, district or city assigned to [him] **such deputy or assistant**, which, by law, is vested in the collector [himself]; but each collector shall, in every respect, be responsible to the state, county, towns, cities, districts and individuals, companies, corporations, as the case may be, for all moneys collected, and for every act done by any [of his deputies whilst

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

acting as such] **deputy or assistant when acting as a deputy or assistant**, and for any omission of duty of such deputy **or assistant**. **Before entering upon the duties for which they are employed, deputies and assistants shall give bond and security to the satisfaction of the collector. The bond for each individual deputy or assistant shall not exceed one-half of the amount of the maximum bond required for any collector pursuant to sections 52.020 to 52.100. The official bond required pursuant to this section shall be a surety bond with a surety company authorized to do business in this state. The premium of the bond shall be paid by the county or city being protected.** Any bond or security taken from a deputy **or assistant** by a collector, pursuant to this chapter, shall be available to such collector[, his] **or the collector's** representatives and sureties, to indemnify them for any loss or damage accruing from any act of such deputy.

54.330. **1.** County treasurers, as ex officio county collectors of counties under township organization, shall be required to give bonds as other county collectors under the general revenue law.

2. Before entering upon the duties for which they are employed, deputies and assistants employed in the office of any treasurer ex officio collector shall give bond and security to the satisfaction of the treasurer ex officio collector. The bond for each individual deputy or assistant shall not exceed one-half of the amount of the maximum bond required for any treasurer ex officio collector. The official bond required pursuant to this section shall be a surety bond with a surety company authorized to do business in this state. The premium of the bond shall be paid by the county or city being protected.

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