

FIRST REGULAR SESSION

SENATE BILL NO. 457

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR LAGER.

Read 1st time February 24, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

1495S.011

AN ACT

To repeal section 49.310, RSMo, and to enact in lieu thereof one new section relating to establishing jails outside of a county seat.

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

Section A. Section 49.310, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 49.310, to read as follows:

49.310. 1. Except as provided in sections 221.400 to 221.420, RSMo, and
2 subsection 2 of this section, the county commission in each county in this state
3 shall erect and maintain at the established seat of justice a good and sufficient
4 courthouse, jail and necessary fireproof buildings for the preservation of the
5 records of the county; except, that in counties having a special charter, the jail
6 or workhouse may be located at any place within the county. In pursuance of the
7 authority herein delegated to the county commission, the county commission may
8 acquire a site, construct, reconstruct, remodel, repair, maintain and equip the
9 courthouse and jail, and in counties wherein more than one place is provided by
10 law for holding of court, the county commission may buy and equip or acquire a
11 site and construct a building or buildings to be used as a courthouse and jail, and
12 may remodel, repair, maintain and equip buildings in both places. The county
13 commission may issue bonds as provided by the general law covering the issuance
14 of bonds by counties for the purposes set forth in this section. In bond elections
15 for these purposes in counties wherein more than one place is provided by law for
16 holding of court, a separate ballot question may be submitted covering proposed
17 expenditures in each separate site described therein, or a single ballot question
18 may be submitted covering proposed expenditures at more than one site, if the
19 amount of the proposed expenditures at each of the sites is specifically set out

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

20 therein.

21 2. The county commission in all counties of the fourth classification [and],
22 any county of the third classification with a population of at least fourteen
23 thousand and not more than fourteen thousand five hundred inhabitants
24 bordering a county of the first classification without a charter form of government
25 with a population of at least eighty thousand and not more than eighty-three
26 thousand inhabitants, **or any county of the third classification with a**
27 **township form of government and with more than eight thousand nine**
28 **hundred but fewer than nine thousand inhabitants** may provide for the
29 erection and maintenance of a good and sufficient jail or holding cell facility at
30 a site in the county other than at the established seat of justice.

✓

Bill

Copy