

SECOND REGULAR SESSION

SENATE BILL NO. 888

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDGEWAY.

Read 1st time March 1, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

6034S.011

AN ACT

To repeal section 67.320, RSMo, and to enact in lieu thereof one new section relating to establishment of a municipal court by a county.

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

Section A. Section 67.320, RSMo, is repealed and one new section enacted
2 in lieu thereof, to be known as section 67.320, to read as follows:

67.320. 1. Any county of the first classification with more than one
2 hundred ninety-eight thousand but less than one hundred ninety-nine thousand
3 two hundred inhabitants, **any county of the first classification with more**
4 **than one hundred one thousand but fewer than one hundred fifteen**
5 **thousand inhabitants, or any county of the first classification with**
6 **more than two hundred thousand but fewer than two hundred sixty**
7 **thousand inhabitants** may prosecute and punish violations of its county orders
8 in the circuit court of such counties in the manner and to the extent herein
9 provided or in a county municipal court if creation of a county municipal court is
10 approved by order of the county commission. The county may adopt orders with
11 penal provisions consistent with state law, but only in the areas of traffic
12 violations, solid waste management, county building codes, on-site sewer
13 treatment, zoning orders, and animal control. Any county municipal court
14 established pursuant to the provisions of this section shall have jurisdiction over
15 violations of that county's orders and the ordinances of municipalities with which
16 the county has a contract to prosecute and punish violations of municipal
17 ordinances of the municipality.

18 2. **Except as provided in subsection 5 of this section** in any county
19 which has elected to establish a county municipal court pursuant to this section,
20 the judges for such court shall be appointed by the county commission of such

21 county, subject to confirmation by the legislative body of such county in the same
22 manner as confirmation for other county appointed officers. The number of
23 judges appointed, and qualifications for their appointment, shall be established
24 by order of the commission.

25 3. The practice and procedure of each prosecution shall be conducted in
26 compliance with all of the terms and provisions of sections 66.010 to 66.140,
27 except as provided for in this section.

28 4. Any use of the term ordinance in sections 66.010 to 66.140 shall be
29 synonymous with the term order for purposes of this section.

30 **5. In any county of the first classification with more than one**
31 **hundred one thousand but fewer than one hundred fifteen thousand**
32 **inhabitants or any county of the first classification with more than two**
33 **hundred thousand but fewer than two hundred sixty thousand**
34 **inhabitants, and which has elected to establish a county municipal**
35 **court, the first judges shall be appointed by the county commission for**
36 **a term of four years, and thereafter the judges shall be elected for a**
37 **term of four years. The number of judges appointed, and qualifications**
38 **for their appointment, shall be established by order of the commission.**

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