

Municipal Prosecution Legislative Update & Discussion



LAUBER MUNICIPAL LAW, LLC

MMAA Summer Seminar

July 21, 2018

House Bill No. 2562

- ④ Sponsored by Rep. Kevin Austin
- ④ Passed but vetoed by Governor Parson
- ④ Prosecutors and probation officers
- ④ Prosecutors and city attorneys
- ④ Citations
- ④ Other provisions

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2562
99TH GENERAL ASSEMBLY

64848.05T

2018

AN ACT

To repeal sections 67.398, 67.410, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, and 577.001, RSMo, and to enact in lieu thereof thirty six new sections relating to courts, with existing penalty provisions.

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

Section A. Sections 67.398, 67.410, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, and 577.001, RSMo, are repealed and thirty six new sections enacted in lieu thereof, to be known as sections 67.398, 67.410, 82.462, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.007, 478.009, 478.466, 478.550, 478.600, 478.716, 479.020, 479.190, 479.353, 479.354, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, 577.001, and 1, to read as follows:

Senate Bill No. 553

- ④ Sponsored by Sen. Bob Dixon
- ④ Made it out of committee but defeated on third reading
- ④ Lots of concessions from original bill
- ④ Failure to appear
- ④ Other provisions

SECOND REGULAR SESSION
[P E R F E C T E D]
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 553
99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DIXON.

Offered March 27, 2018.

Senate Substitute adopted, April 26, 2018.

Taken up for Perfection April 26, 2018. Bill declared Perfected and Ordered Printed, as amended.

ADRIANE D. CROUSE, Secretary.

5121S.05P

AN ACT

To repeal sections 67.410, 143.783, 302.321, 302.341, 347.048, 479.020, 479.353, 479.359, and 479.360, RSMo, and to enact in lieu thereof nine new sections relating to local government, with existing penalty provisions.

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

Section A. Sections 67.410, 143.783, 302.321, 302.341, 347.048, 479.020, 2 479.353, 479.359, and 479.360, RSMo, are repealed and nine new sections enacted 3 in lieu thereof, to be known as sections 67.410, 143.783, 302.321, 302.341, 4 347.048, 479.020, 479.353, 479.359, and 479.360, to read as follows:

67.410. 1. Except as provided in subsection 3 of this section, any 2 ordinance enacted pursuant to section 67.400 shall:

3 (1) Set forth those conditions detrimental to the health, safety or welfare 4 of the residents of the city, town, village, or county the existence of which 5 constitutes a nuisance;

Senate Bill No. 692

- ④ Sponsored by Sen. Ed Emery
- ④ Made it out of committee but never voted on
- ④ Minor traffic violations
- ④ Ordinance violations
- ④ Court costs
- ④ Other provisions

SECOND REGULAR SESSION

SENATE BILL NO. 692

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EMERY.

Pre-filed December 1, 2017, and ordered printed.

4029S.011 ADRIANE D. CROUSE, Secretary.

AN ACT

To repeal sections 479.350, 479.353, 479.359, 479.360, and 479.368, RSMo, and to enact in lieu thereof five new sections relating to municipal ordinance violations.

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

Section A. Sections 479.350, 479.353, 479.359, 479.360, and 479.368, RSMo, are repealed and five new sections enacted in lieu thereof, to be known as sections 479.350, 479.353, 479.359, 479.360, and 479.368, to read as follows:

479.350. For purposes of sections 479.350 to 479.372, the following terms mean:

(1) "Annual general operating revenue", revenue that can be used to pay any bill or obligation of a county, city, town, or village, including general sales tax; general use tax; general property tax; fees from licenses and permits; unrestricted user fees; fines, court costs, bond forfeitures[, and]; penalties[. Annual general operating revenue does not include]; designated sales or use taxes; restricted user fees; grant funds; funds expended by a political subdivision for technological assistance in collecting, storing, and disseminating criminal history record information and facilitating criminal identification activities for the purpose of sharing criminal justice-related information among political subdivisions; [or] and other revenue designated for a specific purpose;



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