

FIRST REGULAR SESSION

HOUSE BILL NO. 714

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE COOPER (158).

Read 1st time March 3, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1674L.02I

AN ACT

To repeal section 545.550, RSMo, and to enact in lieu thereof one new section relating to proceedings before trial in criminal cases involving a change of venue.

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

Section A. Section 545.550, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 545.550, to read as follows:

545.550. **1. Except as provided in subsections 2 and 3 of this section** if the defendant [be] is in actual custody or confinement, the court or officer granting the order of removal shall, **subject to any arrangements made pursuant to subsection 2 of this section**, also make an order commanding the sheriff to remove the body of the defendant to the jail of the county into which the cause is to be removed, and then deliver [him] **the body of the defendant** to the keeper of such jail, together with the warrant or process, by virtue of which [he] **the defendant** is imprisoned or held.

2. The sheriff of the county granting the change of venue and the sheriff of the county into which the cause is removed, may agree as to which county's jail will house the defendant. If the sheriffs do not agree where the defendant will be confined, the defendant will be confined in the county into which the cause is removed. In the event that the county granting the change of venue continues to house the defendant, the sheriff of that county shall be responsible for the timely transportation of the defendant for all court appearances that require the presence of the defendant.

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.