

SECOND REGULAR SESSION

# HOUSE BILL NO. 1393

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES BEHNEN (Sponsor), WAGNER AND LIPKE (Co-sponsors).

Read 1st time January 12, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4270L.01I

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### AN ACT

To repeal section 43.060, RSMo, and to enact in lieu thereof one new section relating to secondary employment for the members of the Missouri state highway patrol.

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

Section A. Section 43.060, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 43.060, to read as follows:

43.060. 1. Patrolmen and radio personnel shall not be less than twenty-one years of age. No person shall be appointed as superintendent or member of the patrol or as a member of the radio personnel who has been convicted of a felony or any crime involving moral turpitude, or against whom any indictment or information may then be pending charging the person with having committed a crime, nor shall any person be appointed who is not of good character or who is not a citizen of the United States and who at the time of appointment is not a citizen of the state of Missouri; or who is not a graduate of an accredited four-year high school or in lieu thereof has not obtained a certificate of equivalency from the state department of elementary and secondary education or other source recognized by that department, or who does not possess ordinary physical strength, and who is not able to pass the physical and mental examination that the superintendent prescribes.

2. Except as provided in [subsection] **subsections 3 and 4** of this section, no member of the patrol shall hold any other commission or office, elective or appointive, while a member of the patrol, except that the superintendent may authorize specified members to accept federal commissions providing investigative and arrest authority to enforce federal statutes while

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.

16 working with or at the direction of a federal law enforcement agency. No member of the patrol  
17 shall accept any other employment, compensation, reward, or gift other than regular salary and  
18 expenses as herein provided except with the written permission of the superintendent. No  
19 member of the patrol shall perform any police duty connected with the conduct of any election,  
20 nor shall any member of the patrol at any time or in any manner electioneer for or against any  
21 party ticket, or any candidate for nomination or election to office on any party ticket, nor for or  
22 against any proposition of any kind or nature to be voted upon at any election.

23         3. Members of the patrol shall be permitted to be candidates for and members or  
24 directors of the school board in any school district where they meet the requirements for that  
25 position as set forth in chapter 162, RSMo. Members of the patrol who become school board  
26 directors or members within the state shall be permitted to receive benefits or compensation for  
27 their service to the school board as provided by chapter 162, RSMo.

28         **4. The superintendent may, by general order, set forth the circumstances under**  
29 **which members of the patrol may, in addition to their duties as members of the patrol, be**  
30 **engaged in secondary employment.**

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