

HOUSE _____ AMENDMENT NO. _____

Offered By

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 829, Page 1,
Section A, Line 8, by inserting after all of said section and line the following:

“50.567. In every county with a charter form of government and with more than six hundred
thousand but fewer than seven hundred thousand inhabitants the chief governing body of such county
shall establish a "Jury Service Expense Fund" for the purpose of aiding with payment of expenses related
to compensation of jurors for jury service under the provisions of subsection 4 of section 494.455. The
fund shall consist of moneys collected in the basic funding for jury service calculated at the rate of six
dollars per day. The fund shall be administered by the court en banc of the judicial circuit and may be
audited as are all other county funds.”; and

Further amend said bill, Pages 7-8, Section 209.200, by removing all of said section from the bill; and

Further amend said bill, Page 16, Section 491.170, Line 5, by inserting after all of said section and line the
following:

“494.455. 1. Each county or city not within a county may elect to compensate its jurors pursuant
to subsection 2 of this section except as otherwise provided in [subsection] subsections 3 and 4 of this
section.

2. Each grand and petit juror shall receive six dollars per day, for every day he or she may
actually serve as such, and seven cents for every mile he or she may necessarily travel going from his or
her place of residence to the courthouse and returning, to be paid from funds of the county or a city not
within a county. The governing body of each county or a city not within a county may authorize
additional daily compensation and mileage allowance for jurors, which additional compensation shall be
paid from the funds of the county or a city not within a county. The governing body of each county or a
city not within a county may authorize additional daily compensation and mileage allowance for jurors
attending a coroner's inquest. Jurors may receive the additional compensation and mileage allowance
authorized by this subsection only if the governing body of the county or the city not within a county
authorizes the additional compensation. The provisions of this subsection authorizing additional
compensation shall terminate upon the issuance of a mandate by the Missouri supreme court which results

1 in the state of Missouri being obligated or required to pay any such additional compensation even if such
2 additional compensation is formally approved or authorized by the governing body of a county or a city
3 not within a county. Provided that a county or a city not within a county authorizes daily compensation
4 payable from county or city funds for jurors who serve in that county pursuant to this subsection in the
5 amount of at least six dollars per day in addition to the amount required by this subsection, a person shall
6 receive an additional six dollars per day to be reimbursed by the state of Missouri so that the total
7 compensation payable shall be at least eighteen dollars, plus mileage for each day that the person actually
8 serves as a petit juror in a particular case; or for each day that a person actually serves as a grand juror
9 during a term of a grand jury. The state shall reimburse the county for six dollars of the additional juror
10 compensation provided by this subsection.

11 3. In any county of the first classification without a charter form of government and with a
12 population of at least two hundred thousand inhabitants, no grand or petit juror shall receive compensation
13 for the first two days of service, but shall receive fifty dollars per day for the third day and each
14 subsequent day he or she may actually serve as such, and seven cents for every mile he or she may
15 necessarily travel going from his or her place of residence to the courthouse and returning, to be paid from
16 funds of the county.

17 4. In any county with a charter form of government and with more than six hundred thousand but
18 fewer than seven hundred thousand inhabitants no grand or petit juror shall receive compensation for the
19 first day of service. For the second day of service each grand and petit juror shall receive six dollars per
20 day. For the third and each subsequent day he or she may actually serve as such each grand and petit juror
21 shall receive forty dollars per day. No petit or grand juror shall receive pay for mileage for any day of
22 service.

23 5. When each panel of jurors summoned and attending court has completed its service, the board
24 of jury commissioners shall cause to be submitted to the governing body of the county or a city not within
25 a county a statement of fees earned by each juror. Within thirty days of the submission of the statement of
26 fees, the governing body shall cause payment to be made to those jurors summoned the fees earned during
27 their service as jurors.”; and
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29 Further amend said bill, Page 26, Section 568.040, Line 2, by enclosing in brackets “[]” the phrase “,
30 without good cause,”; and
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32 Further amend said bill, Page 27, Section 568.040, Line 61, by inserting after all of said section and line
33 the following:

34 “569.090. 1. A person commits the crime of tampering in the second degree if he or she:

35 (1) Tamper with property of another for the purpose of causing substantial inconvenience to that
36 person or to another; or

37 (2) Unlawfully enters or rides in or upon another's automobile, airplane, motorcycle, motorboat or
38 other motor-propelled vehicle; or

39 (3) Tamper with or makes connection with property of a utility; or

40 (4) Tamper with, or causes to be tampered with, any meter or other property of an electric, gas,

1 steam or water utility, the effect of which tampering is either:

2 (a) To prevent the proper measuring of electric, gas, steam or water service; or

3 (b) To permit the diversion of any electric, gas, steam or water service.

4 2. In any prosecution under subdivision (4) of subsection 1, proof that a meter or any other
5 property of a utility has been tampered with, and the person or persons accused received the use or direct
6 benefit of the electric, gas, steam or water service, with one or more of the effects described in subdivision
7 (4) of subsection 1, shall be sufficient to support an inference which the trial court may submit to the trier
8 of fact, from which the trier of fact may conclude that there has been a violation of such subdivision by
9 the person or persons who use or receive the direct benefit of the electric, gas, steam or water service.

10 3. Tampering in the second degree is a class A misdemeanor unless:

11 (1) Committed as a second or subsequent violation of subdivision (2) or (4) of subsection 1, in
12 which case it is a class D felony;

13 (2) The defendant has a prior conviction or has had a prior finding of guilt pursuant to paragraph
14 (a) of subdivision (3) of subsection 3 of section 570.030, RSMo, section 570.080, RSMo, or subdivision
15 (2) of subsection 1 of this section, in which case it is a class C felony.”; and
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17 Further amend said bill, Page 38, Section 650.470, Line 50, by inserting after all of said section and line
18 the following:
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20 “Section 1. There is hereby created the “Criminal Justice Review Commission” whose purpose is
21 to study the number of nonviolent offenders who are incarcerated in the department of corrections and the
22 cost and effectiveness of their incarceration and to make recommendations regarding nonviolent offender
23 incarceration, sentencing, and diversion programs. The commission shall make annual reports to the
24 governor, the speaker of the house, and the president pro tem of the senate no later than November 1 of
25 each year. Members of the commission shall include a senator appointed by the president pro tem of the
26 senate, a representative appointed by the speaker of the house, a judge appointed by the chief justice of the
27 supreme court, the executive director of the office of prosecution services, the executive director of the
28 association of counties, an individual appointed by the public defender commission, an individual
29 appointed by the sentencing advisory commission, an individual appointed by the drug courts coordinating
30 commission, the director of the department of corrections, the state budget director, and three individuals
31 appointed by the governor including a county sheriff and a representative of a crime victims rights
32 organization.”; and
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34 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.