

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 621, Pages 1-3, Section 21.880, Lines
2 1-74, by deleting all of said section and lines and inserting in lieu thereof the following:

3
4 "21.880. 1. There is hereby established a permanent joint committee of the general assembly,
5 which shall be known as the "Joint Committee on the Justice System" and shall be composed of the
6 following members:

7 (1) The chairs of the senate and house committees on the judiciary;

8 (2) The ranking minority members of the senate and house committees on the judiciary;

9 (3) Two members of the senate appointed by the president pro tempore of the senate, one of
10 whom shall be a member of the senate committee on appropriations;

11 (4) The chair of the house committee with jurisdiction over matters relating to criminal laws,
12 law enforcement, and public safety;

13 (5) The chair of the house committee with jurisdiction over matters relating to state
14 correctional institutions;

15 (6) A member of the senate appointed by the minority floor leader of the senate;

16 (7) A member of the house of representatives appointed by the minority floor leader of the
17 house of representatives;

18 (8) Three nonvoting ex officio members who shall be the chief justice of the Missouri
19 supreme court, the state auditor, and the attorney general, or their designees.

20 2. No more than three members from each house shall be of the same political party.

21 3. The joint committee shall meet within thirty days after its creation and organize by
22 selecting a chair and vice chair, one of whom shall be the senate judiciary chair and one of whom
23 shall be the house judiciary chair. The positions of chair and vice chair shall alternate every two
24 years thereafter between the senate and house. After its organization, the committee shall meet
25 regularly, at least twice a year, at such time and place as the chair designates, including locations
26 other than Jefferson City. A majority of the members of the committee shall constitute a quorum, but
27 the concurrence of a majority of the members, other than the ex officio members, shall be required
28 for the determination of any matter within the committee's duties.

29 4. In order to promote the effective administration of justice and public safety, it shall be the
30 duty of the joint committee to:

31 (1) Review and monitor:

32 (a) The state's justice system;

33 (b) The state's criminal laws, law enforcement, and public safety;

34 (c) The state's correctional institutions and penal and correctional issues; and

35 (d) All state government efforts related to terrorism, bioterrorism, and homeland security;

36 (2) Receive reports from the judicial branch, state or local government agencies or

Action Taken _____ Date _____

1 departments, and any entities attached to them for administrative purposes;

2 (3) Conduct an ongoing study and analysis of the state's justice system and related issues;

3 (4) Determine the need for changes in statutory law, rules, policies, or procedures;

4 (5) Make any recommendations to the general assembly for legislative action; and

5 (6) Perform other duties authorized by concurrent resolution of the general assembly.

6 5. By January 15, 2016, and every year thereafter, it shall be the duty of the joint committee
7 to file with the general assembly a report of its activities, along with any findings or
8 recommendations the committee may have for legislative action.

9 6. The joint committee shall establish a permanent subcommittee on the Missouri criminal
10 code, which shall conduct and supervise a continuing program of revision designed to maintain the
11 cohesiveness, consistency, and effectiveness of the criminal laws of the state. In connection with this
12 program, the committee may select an advisory committee on the Missouri criminal code, composed
13 of a representative of the Missouri supreme court, a representative of the office of the attorney
14 general, and other individuals known to be interested in the improvement of the state's criminal laws,
15 and may authorize the payment of any actual and necessary expenses incurred by such members
16 while attending meetings with the committee or the subcommittee on the Missouri criminal code.
17 The subcommittee on the Missouri criminal code shall present to the general assembly in each tenth
18 year such criminal code revision bills as it finds appropriate to accomplish its purpose.

19 7. The joint committee may make reasonable requests for staff assistance from the research
20 and appropriations staffs of the senate and house and the joint committee on legislative research, and
21 may employ such personnel as it deems necessary to carry out the duties imposed by this section,
22 within the limits of any appropriation for such purpose. In the performance of its duties, the
23 committee may request assistance or information from all branches of government and state
24 departments, agencies, boards, commissions and offices.

25 8. The members of the committee shall serve without compensation, but any actual and
26 necessary expenses incurred in the performance of the committee's official duties by the joint
27 committee, its members, and any staff assigned to the committee shall be paid from the joint
28 contingent fund."; and

29
30 Further amend said bill, Page 4, Section 56.110, Lines 5-6, by deleting all of said lines and inserting
31 in lieu thereof the following:

32
33 "attorney to prosecute or defend the cause. Such special prosecutor shall not otherwise represent a
34 party other than the state of Missouri in any criminal case or proceeding"; and

35
36 Further amend said bill, Page 6, Section 56.807, Line 74, by inserting after all of said section and
37 line the following:

38
39 "57.095. Notwithstanding section 537.600, sheriffs or any other law enforcement officers
40 shall have immunity from any liability, civil or criminal, while conducting service of process at the
41 direction of any court to the extent that the officers' actions do not violate clearly established
42 statutory or constitutional rights of which a reasonable person would have known."; and

43
44 Further amend said bill, Page 11, Section 478.240, Line 27, by inserting after the word "trial" the
45 following:

46
47 ", or unless the defendant has indicated on the record that the defendant is permitting the same judge
48 to hear both the preliminary hearing and the trial"; and

1
2 Further amend said bill by amending the title, enacting clause, and intersectional references
3 accordingly.
4
5
6