

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 615, Page 1, in the Title, Line 7, by
2 deleting the phrase "court costs" and inserting in lieu thereof the phrase "the administration of
3 justice"; and
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5 Further amend said bill, Page 9, Section 476.385, Line 186, by inserting after all of said section and
6 line the following:
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8 "478.320. 1. In counties having a population of thirty thousand or less, there shall be one
9 associate circuit judge. In counties having a population of more than thirty thousand and less than
10 one hundred thousand, there shall be two associate circuit judges. In counties having a population of
11 one hundred thousand or more, there shall be three associate circuit judges and one additional
12 associate circuit judge for each additional one hundred thousand inhabitants.

13 2. [When the office of state courts administrator indicates in an annual judicial weighted
14 workload model for three consecutive years or more the need for four or more full-time judicial
15 positions in any judicial circuit having a population of one hundred thousand or more, there shall be
16 one additional associate circuit judge position in such circuit for every four full-time judicial
17 positions needed as indicated in the weighted workload model. In a multicounty circuit, the
18 additional associate circuit judge positions shall be apportioned among the counties in the circuit on
19 the basis of population, starting with the most populous county, then the next most populous county,
20 and so forth.

21 3.] For purposes of this section, notwithstanding the provisions of section 1.100, population
22 of a county shall be determined on the basis of the last previous decennial census of the United
23 States; and, beginning after certification of the year 2000 decennial census, on the basis of annual
24 population estimates prepared by the United States Bureau of the Census, provided that the number
25 of associate circuit judge positions in a county shall be adjusted only after population estimates for
26 three consecutive years indicate population change in the county to a level provided by subsection 1
27 of this section.

28 [4.] 3. Except in circuits where associate circuit judges are selected under the provisions of
29 Sections 25(a) to (g) of Article V of the constitution, the election of associate circuit judges shall in
30 all respects be conducted as other elections and the returns made as for other officers.

31 [5.] 4. In counties not subject to Sections 25(a) to (g) of Article V of the constitution,
32 associate circuit judges shall be elected by the county at large.

33 [6.] 5. No associate circuit judge shall practice law, or do a law business, nor shall he or she
34 accept, during his or her term of office, any public appointment for which he or she receives
35 compensation for his or her services.

36 [7.] 6. No person shall be elected as an associate circuit judge unless he or she has resided in

Action Taken _____ Date _____

the county for which he or she is to be elected at least one year prior to the date of his or her election; provided that, a person who is appointed by the governor to fill a vacancy may file for election and be elected notwithstanding the provisions of this subsection.

478.437. [The circuit court of the county of St. Louis, comprising circuit number twenty-one, shall be composed of nineteen divisions and nineteen judges] 1. Beginning in fiscal year 2015, there shall be twenty circuit judges in the twenty-first judicial circuit. These judges shall sit in twenty divisions, and each of the judges shall separately try causes, exercise the powers and perform all the duties imposed upon circuit judges.

2. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the twenty-first judicial circuit. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional judgeships per county under section 478.320.

478.464. [1.] In the sixteenth judicial circuit, [associate circuit divisions shall hereafter be numbered beginning with the number 25:

- (1) Division 101 shall hereafter be division 25;
- (2) Division 102 shall hereafter be division 26;
- (3) Division 103 shall hereafter be division 27;
- (4) Division 104 shall hereafter be division 28;
- (5) Division 105 shall hereafter be division 29;
- (6) Division 106 shall hereafter be division 30;
- (7) Division 107 shall hereafter be division 31; and
- (8) Division 108 shall hereafter be division 32.

2. Twelve months after construction of two new courtrooms in Independence is completed, there shall be one additional associate circuit judge in the sixteenth judicial circuit, to be known as division 33. The presiding judge of such circuit shall certify to the state of administration office the actual date of completion of said construction.

3.] there shall be ten associate circuit judges. These judges shall sit in ten divisions, which shall be numbered beginning with the number 25. Divisions 25, 26, 27, 29, and 31 shall sit in Kansas City and divisions 28, 30, 32, and 33 shall sit in Independence. Division 34 shall sit in the location determined by the court en banc. The tenth associate circuit judgeship shall not be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

478.513. 1. There shall be five circuit judges in the thirty-first judicial circuit [consisting of the county of Greene]. These judges shall sit in divisions numbered one, two, three, four and five.

2. The circuit judge in division three shall be elected in 1980. The circuit judges in divisions one, four and five shall be elected in 1982. The circuit judge in division two shall be elected in 1984.

3. Beginning in fiscal year 2015, there shall be one additional associate circuit judge in the thirty-first judicial circuit, and there shall continue to be the associate judge position authorized in fiscal year 2014. Neither associate circuit judgeship shall be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

478.600. 1. There shall be four circuit judges in the eleventh judicial circuit [consisting of the county of St. Charles]. These judges shall sit in divisions numbered one, two, three and four.

Beginning on January 1, 2007, there shall be six circuit judges in the eleventh judicial circuit and these judges shall sit in divisions numbered one, two, three, four, five, and seven. The division five associate circuit judge position and the division seven associate circuit judge position shall become circuit judge positions beginning January 1, 2007, and shall be numbered as divisions five and seven.

2. The circuit judge in division two shall be elected in 1980. The circuit judge in division four shall be elected in 1982. The circuit judge in division one shall be elected in 1984. The circuit judge in division three shall be elected in 1992. The circuit judges in divisions five and seven shall

1 be elected for a six-year term in 2006.

2 3. Beginning January 1, 2007, the family court commissioner positions in the eleventh
3 judicial circuit appointed under section 487.020 shall become associate circuit judge positions in all
4 respects and shall be designated as divisions nine and ten respectively. These positions may retain
5 the duties and responsibilities with regard to the family court. The associate circuit judges in
6 divisions nine and ten shall be elected in 2006 for full four-year terms.

7 4. Beginning on January 1, 2007, the drug court commissioner position in the eleventh
8 judicial circuit appointed under section 478.003 shall become an associate circuit judge position in
9 all respects and shall be designated as division eleven. This position retains the duties and
10 responsibilities with regard to the drug court. Such associate circuit judge shall be elected in 2006
11 for a full four-year term. This associate circuit judgeship shall not be included in the statutory
12 formula for authorizing additional associate circuit judgeships per county under section 478.320.

13 5. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position
14 in the eleventh judicial circuit. The associate circuit judge shall be elected in 2016, and such judicial
15 position shall not be considered vacant or filled until January 1, 2017. This associate circuit
16 judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships
17 per county under section 478.320.

18 478.740. 1. There shall be two circuit judges in the thirty-eighth judicial circuit. These
19 judges shall sit in divisions numbered one and two.

20 2. The circuit judge in division two shall be elected in 2016, and such judicial position shall
21 not be considered vacant or filled until January 1, 2017. The judge in division one shall be elected in
22 2018."; and

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24 Further amend said bill, Page 14, Section 488.2240, Line 10, by inserting after all of said section and
25 line the following:

26
27 "Section B. Because of the necessity of constitutionally protected expedient access to the
28 courts and ensuring the continued efficient administration of justice, sections 478.320, 478.437,
29 478.464, 478.513, 478.600, and 478.740 are deemed necessary for the immediate preservation of the
30 public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the
31 meaning of the constitution and this act shall be in full force and effect upon its passage and
32 approval."; and

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34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.
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