

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 473, Page 1, Section In the Title, Lines 2 and 3, by deleting the following
2 "county municipal"; and
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4 Further amend said bill, page 2, section 67.320, line 31, by inserting immediately after said line the
5 following:
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7 "478.001. 1. Drug courts [may] shall be established by [any] every circuit court pursuant to
8 sections 478.001 to 478.006 to provide an alternative for the judicial system to dispose of cases
9 which stem from drug use. A drug court shall combine judicial supervision, drug testing and
10 treatment of drug court participants. Except for good cause found by the court, a drug court making
11 a referral for substance abuse treatment, when such program will receive state or federal funds in
12 connection with such referral, shall refer the person only to a program which is certified by the
13 department of mental health, unless no appropriate certified treatment program is located within the
14 same county as the drug court. Upon successful completion of the treatment program, the charges,
15 petition or penalty against a drug court participant may be dismissed, reduced or modified. Any fees
16 received by a court from a defendant as payment for substance treatment programs shall not be
17 considered court costs, charges or fines.

18 2. Under sections 478.001 to 478.007, a DWI docket may be established by a circuit court,
19 or any county with a charter form of government and with more than six hundred thousand but fewer
20 than seven hundred thousand inhabitants with a county municipal court established under section
21 66.010, to provide an alternative for the judicial system to dispose of cases which stem from driving
22 while intoxicated. A drug court commissioner may serve as a commissioner in a DWI court or any
23 other treatment or problem-solving court as designated by the drug court coordinating commission.
24 Drug court commissioners may serve in counties other than the county they are appointed upon
25 agreement by the presiding judge of that circuit and assignment by the supreme court."; and
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27 Further amend said bill by amending the title, enacting clause, and intersectional references
28 accordingly.

Action Taken _____ Date _____

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