

FIRST REGULAR SESSION

# HOUSE BILL NO. 473

## 98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HIGDON.

0669H.011

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To repeal section 67.320, RSMo, and to enact in lieu thereof one new section relating to county municipal courts.

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

Section A. Section 67.320, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 67.320, to read as follows:

67.320. 1. Any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants, **any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a home rule city with more than seventy-six thousand but fewer than ninety-one thousand inhabitants as the county seat**, or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants may prosecute and punish violations of its county orders in the circuit court of such counties in the manner and to the extent herein provided or in a county municipal court if creation of a county municipal court is approved by order of the county commission. The county may adopt orders with penal provisions consistent with state law, but only in the areas of traffic violations, solid waste management, county building codes, on-site sewer treatment, zoning orders, and animal control. Any county municipal court established pursuant to the provisions of this section shall have jurisdiction over violations of that county's orders and the ordinances of municipalities with which the county has a contract to prosecute and punish violations of municipal ordinances of the municipality.

2. Except as provided in subsection 5 of this section in any county which has elected to establish a county municipal court pursuant to this section, the judges for such court shall be

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.

18 appointed by the county commission of such county, subject to confirmation by the legislative  
19 body of such county in the same manner as confirmation for other county appointed officers.  
20 The number of judges appointed, and qualifications for their appointment, shall be established  
21 by order of the commission.

22         3. The practice and procedure of each prosecution shall be conducted in compliance with  
23 all of the terms and provisions of sections 66.010 to 66.140, except as provided for in this  
24 section.

25         4. Any use of the term ordinance in sections 66.010 to 66.140 shall be synonymous with  
26 the term order for purposes of this section.

27         5. In any county of the first classification with more than one hundred one thousand but  
28 fewer than one hundred fifteen thousand inhabitants, the first judges shall be appointed by the  
29 county commission for a term of four years, and thereafter the judges shall be elected for a term  
30 of four years. The number of judges appointed, and qualifications for their appointment, shall  
31 be established by order of the commission.

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