

SECOND REGULAR SESSION

HOUSE BILL NO. 2968

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PARKER.

6731H.01I

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 478.370, 478.385, 478.387, 478.463, 478.527, 478.550, 478.570, 478.630, 478.700, 478.705, 478.715, 478.730, and 478.750, RSMo, and to enact in lieu thereof thirteen new sections relating to judgeships in certain judicial circuits.

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

Section A. Sections 478.370, 478.385, 478.387, 478.463, 478.527, 478.550, 478.570, 478.630, 478.700, 478.705, 478.715, 478.730, and 478.750, RSMo, are repealed and thirteen new sections enacted in lieu thereof, to be known as sections 478.370, 478.385, 478.387, 478.463, 478.527, 478.550, 478.570, 478.630, 478.700, 478.705, 478.715, 478.730, and 478.750, to read as follows:

478.370. 1. There shall be four circuit judges in the fifth judicial circuit ~~[consisting of the counties of Buchanan and Andrew]~~. These judges shall sit in divisions numbered one, two, three and four.

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

478.385. There shall be four circuit judges in the seventh judicial circuit ~~[consisting of the county of Clay]~~.

478.387. There shall be twenty-four circuit judges in the twenty-second judicial circuit ~~[consisting of the city of St. Louis]~~.

478.463. There shall be nineteen circuit judges in the sixteenth judicial circuit ~~[consisting of the county of Jackson]~~. These judges shall sit in nineteen divisions. Divisions one, three, four, six, seven, eight, nine, ten, eleven, thirteen, fourteen, fifteen, and eighteen shall sit at the city of Kansas City and divisions two, five, twelve, sixteen, and seventeen shall

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.

5 sit at the city of Independence. Division nineteen shall sit at both the city of Kansas City and
6 the city of Independence. Notwithstanding the foregoing provisions, the judge of the probate
7 division shall sit at both the city of Kansas City and the city of Independence.

478.527. 1. There shall be three circuit judges in the twenty-ninth judicial circuit
2 ~~[consisting of the county of Jasper]~~. These judges shall sit in divisions numbered one, two
3 and three.

4 2. The circuit judge of division two shall be elected in 1980. The circuit judges of
5 divisions one and three shall be elected in 1982.

478.550. 1. There shall be four circuit judges in the twenty-third judicial circuit
2 ~~[consisting of the county of Jefferson]~~. These judges shall sit in divisions numbered one, two,
3 three and four. Beginning on January 1, 2007, there shall be six circuit judges in the twenty-
4 third judicial district and these judges shall sit in divisions numbered one, two, three, four,
5 five, and six. The division eleven associate circuit judge position and the division twelve
6 associate circuit judge shall become circuit judge positions beginning January 1, 2007. The
7 division eleven associate circuit judge shall be numbered as division five and the division
8 twelve associate circuit judge shall be numbered as division six.

9 2. The circuit judge in division three shall be elected in 1980. The circuit judges in
10 divisions one and four shall be elected in 1982. The circuit judge in division two shall be
11 elected in 1984. The circuit judges in divisions five and six shall be elected for a six-year
12 term in 2006.

13 3. Beginning January 1, 2007, the family court commissioner position in the twenty-
14 third judicial district appointed under section 487.020 shall become an associate circuit judge
15 position in all respects and shall be designated as division eleven. This position may retain
16 the duties and responsibilities with regard to the family court. The associate circuit judge in
17 division eleven shall be elected in 2006 for a full four-year term. This associate circuit
18 judgeship shall not be included in the statutory formula for authorizing additional associate
19 circuit judgeships per county under section 478.320.

20 4. Beginning January 1, 2007, the treatment court commissioner position in the
21 twenty-third judicial district appointed under section 478.003 shall become an associate
22 circuit judge position in all respects and shall be designated as division twelve. This position
23 may retain the duties and responsibilities with regard to the treatment court. The associate
24 circuit judge in division twelve shall be elected in 2006 for a full four-year term. This
25 associate circuit judgeship shall not be included in the statutory formula for authorizing
26 additional associate circuit judgeships per county under section 478.320.

478.570. 1. There shall be two circuit judges in the seventeenth judicial circuit
2 ~~[consisting of the counties of Cass and Johnson]~~. These judges shall sit in divisions
3 numbered one and two.

4 2. The circuit judge in division two shall be elected in 1980. The circuit judge in
5 division one shall be elected in 1982.

6 3. Beginning on January 1, 2006, there shall be one additional associate circuit judge
7 position in Cass County than is provided under section 478.320.

 478.630. 1. There shall be two circuit judges in the twentieth judicial circuit
2 ~~[consisting of the counties of Franklin, Gasconade and Osage]~~. These judges shall sit in
3 divisions numbered one and two.

4 2. The circuit judge in division two shall be elected in 1980. The circuit judge in
5 division one shall be elected in 1982.

 478.700. 1. There shall be ~~[two]~~ **three** circuit judges in the twenty-fifth judicial
2 circuit ~~[consisting of the counties of Maries, Phelps, Pulaski and Texas]~~. These judges shall
3 sit in divisions numbered one ~~[and]~~, two, **and three**.

4 2. The circuit judge in division two shall be elected in 1980. The circuit judge in
5 division one shall be elected in 1982. **The circuit judge appointed by the governor in 2025**
6 **for division three shall serve until January 1, 2033. A circuit judge for division three**
7 **shall be elected in 2032 and every six years thereafter.**

 478.705. 1. There shall be three circuit judges in the twenty-sixth judicial circuit
2 ~~[consisting of the counties of Camden, Laclede, Miller, Moniteau and Morgan]~~. These judges
3 shall sit in divisions numbered one, two, and three.

4 2. The circuit judge in division two shall be elected in 1980. The circuit judge in
5 division one shall be elected in 1982. The governor shall appoint a judge for division three
6 and notwithstanding the provisions of section 105.030, that judge shall serve until January 1,
7 2021. A judge for division three shall be elected in 2020.

 478.715. 1. There shall be two circuit judges in the forty-second judicial circuit
2 ~~[consisting of the counties of Crawford, Dent, Iron, Reynolds and Wayne]~~. These judges
3 shall sit in divisions numbered one and two.

4 2. The circuit judge in division one shall be elected in 1982. The circuit judge in
5 division two shall be elected in 1984.

 478.730. There shall be one circuit judge in the forty-fourth judicial circuit
2 ~~[consisting of the counties of Douglas, Ozark, and Wright]~~. The first judge to sit in this
3 circuit shall be appointed by the governor on January 1, 1982, and shall serve until his
4 successor is duly elected in 1982 and takes office on the first Monday in January of 1983.

 478.750. 1. As of January 1, 1983, there shall be two circuit judges in the forty-third
2 judicial circuit ~~[consisting of the counties of Clinton, Caldwell, Daviess, Livingston, and~~
3 ~~DeKalb]~~. These judges shall sit in divisions numbered one and two.

4 2. A circuit judge shall be elected for each division in 1982. Candidates for the office
5 of circuit judge shall file by division.

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