

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 773, Page 3, Section 49.266, Line 24, by  
2 inserting after all of said line the following:

3  
4 "50.565. 1. A county commission may establish by ordinance or order a fund whose  
5 proceeds may be expended only for the purposes provided for in subsection 3 of this section. The  
6 fund shall be designated as a county law enforcement restitution fund and shall be under the  
7 supervision of a board of trustees consisting of two citizens of the county appointed by the presiding  
8 commissioner of the county, two citizens of the county appointed by the sheriff of the county, two  
9 citizens of the county appointed by the prosecuting attorney, and one citizen of the county appointed  
10 by the county coroner or medical examiner. The citizens so appointed shall not be current or former  
11 elected officials, current or former employees of the sheriff's department, the office of the  
12 prosecuting attorney for the county, office of the county commissioners, or the county treasurer's  
13 office. If a county does not have a coroner or medical examiner, the county treasurer shall appoint  
14 one citizen to the board of trustees.

15 2. Money from the county law enforcement restitution fund shall only be expended upon the  
16 approval of a majority of the members of the county law enforcement restitution fund's board of  
17 trustees and only for the purposes provided for by subsection 3 of this section.

18 3. Money from the county law enforcement restitution fund shall only be expended for the  
19 following purposes for the sheriff or prosecuting attorney:

- 20 (1) Narcotics investigation, prevention, and intervention;  
21 (2) Purchase of law enforcement-related equipment and supplies for the sheriff's office;  
22 (3) Matching funds for federal or state law enforcement grants;  
23 (4) Funding for the reporting of all state and federal crime statistics or information; and  
24 (5) Any county law enforcement-related expense, including those of the prosecuting attorney,  
25 approved by the board of trustees for the county law enforcement restitution fund that is reasonably  
26 related to investigation, charging, preparation, trial, and disposition of criminal cases before the  
27 courts of the state of Missouri.

28 4. The county commission may not reduce any law enforcement agency's budget as a result of  
29 funds the law enforcement agency receives from the county law enforcement restitution fund. The  
30 restitution fund is to be used only as a supplement to the law enforcement agency's funding received  
31 from other county, state, or federal funds.

32 5. County law enforcement restitution funds shall be audited as are all other county funds.

33 6. No court may order the assessment and payment authorized by this section if the plea of guilty  
34 or the finding of guilt is to the charge of speeding, careless and imprudent driving, any charge of  
35 violating a traffic control signal or sign, or any charge which is a class C misdemeanor or an  
36 infraction. No assessment and payment ordered pursuant to this section may exceed three hundred

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 dollars for any charged offense."; and

2  
3 Further amend said bill, Page 4, Section 57.015, Line 18, by inserting immediately after all of said  
4 line the following:

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6 "71.950.1. Any municipality may establish by ordinance or order a fund whose proceeds may  
7 be expended only for the purposes provided for in subsection 3 of this section. The fund shall be  
8 designated as a municipal law enforcement restitution fund and shall be under the supervision of the  
9 municipal mayor or city administrator, municipal prosecutor, municipal judge, and municipal chief  
10 of police or in the absence of municipal chief of police the county sheriff if the municipality has  
11 contracted with the county sheriff for law enforcement services.

12 2. Money from the municipal law enforcement restitution fund shall only be expended upon  
13 the approval of a majority of the members of the municipal law enforcement restitution fund's board  
14 of trustees and only for the purposes provided for by subsection 3 of this section.

15 3. Money from the municipal law enforcement restitution fund shall only be expended for the  
16 following purposes for the municipal police department, municipal prosecuting attorney and  
17 municipal court:

18 (1) Narcotics investigation, prevention, and intervention;

19 (2) Purchase of law enforcement-related equipment and supplies for the police department;

20 (3) Matching funds for federal or state law enforcement grants;

21 (4) Funding for the reporting of all municipal, state and federal crime statistics or  
22 information; and

23 (5) Any municipal law enforcement-related expense, including those of the prosecuting  
24 attorney, approved by the board of trustees for the municipal law enforcement restitution fund that is  
25 reasonably related to investigation, charging, preparation, trial, and disposition of criminal cases  
26 before the courts of the state of Missouri.

27 4. No municipal governmental entity adoption this enabling ordinance may reduce any law  
28 enforcement agency's budget as a result of funds the law enforcement agency receives from the  
29 municipal law enforcement restitution fund. The restitution fund is to be used only as a supplement  
30 to the law enforcement agency's funding received from other municipal, county, state, or federal  
31 funds.

32 5. Municipal law enforcement restitution funds shall be audited as are all other municipal  
33 funds.

34 6. No court may order the assessment and payment authorized by this section if the plea of  
35 guilty or the finding of guilt is to the charge of speeding, careless and imprudent driving, or any  
36 charge of violating a traffic control signal or sign. No assessment and payment ordered pursuant to  
37 this section may exceed one hundred dollars for any charged offense."; and

38  
39 Further amend said bill by amending the title, enacting clause, and intersectional references  
40 accordingly.