

FIRST REGULAR SESSION

HOUSE BILL NO. 178

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES YATES (Sponsor) AND JOHNSON (47) (Co-sponsor).

Read 1st time January 6, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0727L.011

AN ACT

To repeal section 559.607, RSMo, and to enact in lieu thereof one new section relating to municipal judges ability to contract for or employ a city probation officer.

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

Section A. Section 559.607, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 559.607, to read as follows:

559.607. 1. Judges of the municipal division in any circuit, acting through a chief or presiding judge, **either** may contract with a private **or public** entity **or may employ any qualified person to serve as the city's probation officer**, to provide probation and rehabilitation services for persons placed on probation for violation of any ordinance of the city, specifically including the offense of operating or being in physical control of a motor vehicle while under the influence of intoxicating liquor or narcotic drugs. The contracting city shall not be required to pay for any part of the cost of probation and rehabilitation services authorized under sections 559.600 to 559.615. Persons found guilty or pleading guilty to ordinance violations and placed on probation by municipal or city court judges shall contribute to the cost of their probation supervision as provided for in section 559.604.

2. When approved by municipal court judges in [a circuit] **the municipal division**, the application, judicial order of approval, and the contract shall be forwarded to and filed with the board of probation and parole. The court-approved private **or public** entity **or probation officer employed by the court** shall then function as the probation office for the city, pursuant to the terms of the contract and the terms of probation ordered by the judge. Any city in this state

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.

16 [which presently does not have probation services available for persons convicted of its
17 ordinance violations,] may, under the procedures authorized in sections 559.600 to 559.615,
18 contract with a private entity **or employ any qualified person and contract with the municipal**
19 **division** to provide such probation supervision and rehabilitation services.