

FIRST REGULAR SESSION

HOUSE BILL NO. 667

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES JONES (117) (Sponsor), HOBBS, NANCE, MOLENDORP,
JONES (89) AND MUNZLINGER (Co-sponsors).

1705L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 57.010, RSMo, and to enact in lieu thereof one new section relating to qualifications of sheriffs.

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

Section A. Section 57.010, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 57.010, to read as follows:

57.010. 1. At the general election to be held in 1948, and at each general election held every four years thereafter, the voters in every county in this state shall elect some suitable person sheriff. No person shall be eligible for the office of sheriff who has been convicted of a felony. Such person shall be a resident taxpayer and elector of said county, shall have resided in said county for more than one whole year next before filing for said office and shall be a person capable of efficient law enforcement. When any person shall be elected sheriff, such person shall enter upon the discharge of the duties of such person's office as chief law enforcement officer of that county on the first day of January next succeeding said election.

2. Beginning January 1, 2003, **but before August 28, 2009**, any sheriff who does not hold a valid peace officer license pursuant to chapter 590, RSMo, shall refrain from personally executing any of the police powers of the office of sheriff, including but not limited to participation in the activities of arrest, detention, vehicular pursuit, search and interrogation. Nothing in this section shall prevent any sheriff from administering the execution of police powers through duly commissioned deputy sheriffs. This subsection shall not apply:

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.

15 (1) During the first twelve months of the first term of office of any sheriff who is eligible
16 to become licensed as a peace officer and who intends to become so licensed within twelve
17 months after taking office; or

18 (2) To the sheriff of any county of the first classification with a charter form of
19 government with a population over nine hundred thousand.

20 **3. Beginning August 28, 2009, no sheriff who does not hold a valid peace officer**
21 **license under chapter 590, RSMo, shall personally execute any of the police powers of the**
22 **office of sheriff, including but not limited to participation in the activities of arrest,**
23 **detention, vehicular pursuit, search, and interrogation. Nothing in this section shall**
24 **prevent any sheriff from administering the execution of police powers through duly**
25 **commissioned deputy sheriffs. This subsection shall not apply to the sheriff of any county**
26 **with a charter form of government and with more than one million inhabitants.**

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