

SECOND REGULAR SESSION

HOUSE BILL NO. 1816

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES LAIR (Sponsor), WALKER, CIERPIOT, PHILLIPS, SHULL, JONES (50), MCGAUGH, BRATTIN, LYNCH, PIKE, BERRY, ANDERS, DOHRMAN, KEENEY, SWAN, MORRIS, DIEHL, PIERSON, STREAM, THOMSON, HIGDON AND ROORDA (Co-sponsors).

5881L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 537, RSMo, by adding thereto one new section relating to immunity for sheriffs and their employees in certain circumstances.

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

Section A. Chapter 537, RSMo, is amended by adding thereto one new section, to be
2 known as section 537.900, to read as follows:

**537.900. No cause of action shall be made against a sheriff, a deputy sheriff, or an
2 administrative employee of a sheriff when the actions complained of were made in
3 furtherance of or in compliance with a court order or directive, even if the order or
4 directive executed is later determined to be invalid by a court of competent jurisdiction.
5 A cause of action for damages may be brought against the party who obtained the court's
6 order or directive if obtained by way of fraud or false statement. If such an action is filed
7 against a sheriff, a deputy sheriff, or an administrative employee of a sheriff, all costs
8 incurred for the defense of the action by or on behalf of the sheriff, deputy sheriff, or
9 administrative employee shall be taxed to the petitioner.**

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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.