

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

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 321, Page 1, In the title, Lines 10-11, by  
2 deleting said lines and inserting in lieu thereof the following:

3 "sections relating to courts, with penalty provisions."; and

4  
5 Further amend said bill, Page 20, Section 455.538, Line 39, by inserting immediately after said line  
6 the following:

7  
8 "478.252. 1. The circuit court of Jackson County may establish the "Armed Offender  
9 Docket Pilot Project". The armed offender docket shall have dedicated judges and other personnel  
10 for all matters of hearing, setting of bail or other pretrial matters, trial, sentencing, and supervision of  
11 the accused or convicted in all actions in which the lead charge has been brought under subdivision  
12 (2) of subsection 1 of section 569.020 prior to December 31, 2016, or, beginning January 1, 2017,  
13 subdivision (1) of subsection 1 of section 569.160, subdivision (2) of subsection 1 of section  
14 570.023, 571.015, subdivisions (1), (2), (3), or (6), of subsection 1 of section 571.020, 571.030,  
15 571.045, 571.050, subdivision (1) of subsection 1 of section 571.060, 571.063, 571.070, 571.072, or  
16 571.150. For purposes of this section, a "lead charge", means the highest grade of a charge against a  
17 defendant. Charges tried by the docket shall arise from lead charges brought on or after the effective  
18 date of the creation of the docket.

19 2. The circuit court may impose a thirty dollar surcharge for each criminal case assigned to  
20 the armed offender docket. Moneys from such surcharge shall be collected in the manner provided  
21 in sections 488.010 to 488.020 and shall be used solely to defray the costs of prosecution, pretrial  
22 supervision, and statistical analysis of such cases. No such surcharge shall be collected in any  
23 proceeding if the proceeding or the defendant has been dismissed by the court or if costs are to be  
24 paid by the state, county, or municipality.

25 3. The presiding judge of the circuit court, along with the prosecuting attorney and all law  
26 enforcement agencies in such circuit, shall assist in the coordinating and sharing of court and law  
27 enforcement data and information that is relevant to the operation and evaluation of the armed  
28 offender docket. Such information shall include, but not be limited to, the following:

- 29 (1) The number of cases in which the court ordered the defendant to be confined pretrial;
- 30 (2) The number of cases in which the court ordered release of the defendant pretrial;
- 31 (3) The range of bond amounts in cases in which the defendant was released pretrial;
- 32 (4) The number of cases in which the court revoked the defendant's release prior to trial;
- 33 (5) The number of cases dismissed by the court;
- 34 (6) The number of cases disposed of by plea and the range of sentences imposed in such

35 cases;

- 36 (7) The number of cases resulting in jury verdicts, including acquittals;

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1           (8) The number of cases resulting in a sentence of confinement and the range of sentences  
2 imposed;

3           (9) The number of cases in which the court granted probation and release after a judgment of  
4 conviction either by plea or verdict;

5           (10) The number of cases in which probation revocation was sought and is pending;

6           (11) The number of cases in which probation revocation was granted; and

7           (12) Any nonprivileged information reasonably requested by such agencies or by a research  
8 university in Missouri with an accredited program in criminology, criminal justice, public health, or  
9 social work. Any information that is protected from disclosure by a recognized privilege or statute  
10 shall be disclosed only by court order or as provided by statute.

11           4. Within six months after each anniversary of the creation of the armed offender docket, the  
12 circuit court shall provide and publish a public report on the operations of the armed offender docket  
13 during the year immediately preceding the anniversary, including any commentary on such  
14 operations as may be offered by a research university in Missouri, prosecuting attorney or public  
15 defender in such circuit, or law enforcement agency in such circuit.

16           5. The provisions of this section shall expire on December 31, 2021."; and

17  
18 Further amend said bill by amending the title, enacting clause, and intersectional references  
19 accordingly.