

FIRST REGULAR SESSION

HOUSE BILL NO. 1163

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WILSON.

2339H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 590.120, RSMo, and to enact in lieu thereof one new section relating to the members of the peace officer standards and training commission.

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

Section A. Section 590.120, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 590.120, to read as follows:

590.120. 1. There is hereby established within the department of public safety a "Peace Officer Standards and Training Commission" which shall be composed of eleven members, including a voting public member, appointed by the governor, by and with the advice and consent of the senate, from a list of qualified candidates submitted to the governor ~~[by the director of the department of public safety]~~. No more than two members of the POST commission shall reside in the same congressional district as any other at the time of their appointments but this provision shall not apply to the public member. Three members of the POST commission shall be **sitting** police chiefs **chosen from a list of names submitted to the governor by the Missouri Police Chief's Association board of directors**, three members shall be **sitting** sheriffs **chosen from a list of names submitted to the governor by the Missouri Sheriffs' Association board of directors, and the five remaining positions shall be chosen from a list of qualified candidates submitted to the governor by the director of the department of public safety**. One member shall represent a state law enforcement agency covered by the provisions of this chapter, ~~[two members]~~ **one member** shall be a peace ~~[officers]~~ **officer** at or below the rank of sergeant employed by a ~~[political subdivision]~~ **municipality**, **one member shall be a peace officer at or below the rank of sergeant employed by a county**, and one member shall be a chief executive officer of a certified training academy. The public

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.

18 member shall be at the time of appointment a registered voter; a person who is not and never has
19 been a member of any profession certified or regulated under this chapter or the spouse of such
20 person; and a person who does not have and never has had a material financial interest in either
21 the providing of the professional services regulated by this chapter, or an activity or organization
22 directly related to any profession certified or regulated under this chapter. Each member of the
23 POST commission shall have been at the time of his appointment a citizen of the United States
24 and a resident of this state for a period of at least one year, and members who are peace officers
25 shall be qualified as established by this chapter. No member of the POST commission serving
26 a full term of three years may be reappointed to the POST commission until at least one year
27 after the expiration of his most recent term.

28 2. Three of the original members of the POST commission shall be appointed for terms
29 of one year, three of the original members shall be appointed for terms of two years, and three
30 of the original members shall be appointed for terms of three years. Thereafter the terms of the
31 members of the POST commission shall be for three years or until their successors are appointed.
32 The director may remove any member of the POST commission for misconduct or neglect of
33 office. Any member of the POST commission may be removed for cause by the director but
34 such member shall first be presented with a written statement of the reasons thereof, and shall
35 have a hearing before the POST commission if the member so requests. Any vacancy in the
36 membership of the commission shall be filled by appointment for the unexpired term. No two
37 members of the POST commission shall be employees of the same law enforcement agency.

38 3. Annually, the ~~[director]~~ **POST commission members** shall appoint one of the
39 members as chairperson **by majority vote of the POST commission members**. The POST
40 commission shall meet at least twice each year as determined by the director or a majority of the
41 members to perform its duties. A majority of the members of the POST commission shall
42 constitute a quorum.

43 4. No member of the POST commission shall receive any compensation for the
44 performance of his official duties.

45 5. The POST commission shall guide and ~~[advise]~~ **provide advice and consent to the**
46 director concerning duties pursuant to this chapter.

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