

FIRST REGULAR SESSION

SENATE BILL NO. 405

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

Read 1st time February 8, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1807S.011

AN ACT

To repeal section 190.327, RSMo, and to enact in lieu thereof one new section relating to emergency dispatch service boards in certain counties.

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

Section A. Section 190.327, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 190.327, to read as follows:

190.327. 1. Immediately upon the decision by the commission to utilize
2 a portion of the emergency telephone tax for central dispatching and an
3 affirmative vote of the telephone tax, the commission shall appoint the initial
4 members of a board which shall administer the funds and oversee the provision
5 of central dispatching for emergency services in the county and in municipalities
6 and other political subdivisions which have contracted for such
7 service. Beginning with the general election in 1992, all board members shall be
8 elected according to this section and other applicable laws of this state. At the
9 time of the appointment of the initial members of the board, the commission shall
10 relinquish to the board and no longer exercise the duties prescribed in this
11 chapter with regard to the provision of emergency telephone service and in
12 chapter 321, with regard to the provision of central dispatching service, and such
13 duties shall be exercised by the board.

14 2. Elections for board members may be held on general municipal election
15 day, as defined in subsection 3 of section 115.121, after approval by a simple
16 majority of the county commission.

17 3. For the purpose of providing the services described in this section, the
18 board shall have the following powers, authority and privileges:

19 (1) To have and use a corporate seal;

20 (2) To sue and be sued, and be a party to suits, actions and proceedings;

21 (3) To enter into contracts, franchises and agreements with any person,
22 partnership, association or corporation, public or private, affecting the affairs of
23 the board;

24 (4) To acquire, construct, purchase, maintain, dispose of and encumber
25 real and personal property, including leases and easements;

26 (5) To have the management, control and supervision of all the business
27 affairs of the board and the construction, installation, operation and maintenance
28 of any improvements;

29 (6) To hire and retain agents and employees and to provide for their
30 compensation including health and pension benefits;

31 (7) To adopt and amend bylaws and any other rules and regulations;

32 (8) To fix, charge and collect the taxes and fees authorized by law for the
33 purpose of implementing and operating the services described in this section;

34 (9) To pay all expenses connected with the first election and all
35 subsequent elections; and

36 (10) To have and exercise all rights and powers necessary or incidental
37 to or implied from the specific powers granted in this subsection. Such specific
38 powers shall not be considered as a limitation upon any power necessary or
39 appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

40 **4. (1) If such county commission of either a county of the first**
41 **classification with more than two hundred thousand but fewer than two**
42 **hundred sixty thousand inhabitants or a county with a charter form of**
43 **government and with more than two hundred thousand but fewer than**
44 **three hundred fifty thousand inhabitants does not seek to impose or**
45 **collect an emergency telephone tax authorized under section 190.305,**
46 **but still seeks to provide for the central dispatching of fire protection,**
47 **emergency ambulance service, or any other emergency services, which**
48 **may include the purchase and maintenance of communications and**
49 **emergency equipment, the commission may establish a board to oversee**
50 **the provision of central dispatching for emergency services in the**
51 **county and in municipalities and other political subdivisions which**
52 **have contracted for such service upon the request of said**
53 **municipalities and other political subdivisions.**

54 **(2) The board shall consist of seven members appointed without**
55 **regard to political affiliation. The members shall include:**

56 **(a) Five members who shall serve for so long as they remain in**

57 their respective county or municipal positions as follows:

58 a. The county sheriff, or a designee;

59 b. The heads of the municipal police departments in the two
60 largest municipalities wholly contained within the county which have
61 contracted for central dispatching service, or their designees; and

62 c. The heads of the municipal fire departments or fire divisions
63 in the two largest municipalities wholly contained within the county
64 which have contracted for central dispatching service, or their
65 designees;

66 (b) Two members who shall serve two year terms appointed from
67 among the following:

68 a. The head of any of the county's fire protection districts which
69 have contracted for central dispatching service, or a designee;

70 b. The head of any of the county's ambulance districts which
71 have contracted for central dispatching service, or a designee;

72 c. The head of any of the municipal police departments in the
73 county, excluding those in subparagraph b of paragraph (a) of this
74 subdivision, which have contracted for central dispatching service, or
75 a designee; and

76 d. The head of any of the municipal fire departments in the
77 county, excluding those in subparagraph c of paragraph (a) of this
78 subdivision, which have contracted for central dispatching service, or
79 a designee.

80 (3) Beginning with the general election in 2020, all board
81 members shall be elected according to this section and other applicable
82 laws of this state. Upon the appointment of the board under this
83 subsection, the board shall have the powers provided in subsection 3
84 of this section and the commission shall relinquish all powers and
85 duties relating to the provision of central dispatching service under
86 this chapter to the board.

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