

FIRST REGULAR SESSION

# SENATE BILL NO. 532

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RIDDLE.

Read 1st time February 25, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2385S.01I

## AN ACT

To repeal section 476.083, RSMo, and to enact in lieu thereof one new section relating to circuit court marshals.

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

Section A. Section 476.083, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 476.083, to read as follows:

476.083. 1. In addition to any appointments made pursuant to section  
2 485.010, the presiding judge of each circuit containing one or more facilities  
3 operated by the department of corrections with an average total inmate  
4 population in all such facilities in the circuit over the previous two years of more  
5 than two thousand five hundred inmates **or containing, as of January 1,**  
6 **2015, a diagnostic and reception center operated by the department of**  
7 **corrections and a mental health facility operated by the department of**  
8 **mental health which houses persons found not guilty of a crime by**  
9 **reason of mental disease or defect pursuant to chapter 552 and**  
10 **provides sex offender rehabilitation and treatment services (SORTS)**  
11 may appoint a circuit court marshal to aid the presiding judge in the  
12 administration of the judicial business of the circuit by overseeing the physical  
13 security of the courthouse, serving court-generated papers and orders, and  
14 assisting the judges of the circuit as the presiding judge determines  
15 appropriate. Such circuit court marshal appointed pursuant to the provisions of  
16 this section shall serve at the pleasure of the presiding judge. The circuit court  
17 marshal authorized by this section is in addition to staff support from the circuit  
18 clerks, deputy circuit clerks, division clerks, municipal clerks, and any other staff  
19 personnel which may otherwise be provided by law.

20 2. The salary of a circuit court marshal shall be established by the

21 presiding judge of the circuit within funds made available for that purpose, but  
22 such salary shall not exceed ninety percent of the salary of the highest paid  
23 sheriff serving a county wholly or partially within that circuit. Personnel  
24 authorized by this section shall be paid from state funds or federal grant moneys  
25 which are available for that purpose and not from county funds.

26 3. Any person appointed as a circuit court marshal pursuant to this  
27 section shall have at least five years' prior experience as a law enforcement  
28 officer. In addition, any such person shall within one year after appointment, or  
29 as soon as practicable, attend a court security school or training program  
30 operated by the United States Marshal Service. In addition to all other powers  
31 and duties prescribed in this section, a circuit court marshal may:

- 32 (1) Serve process;
- 33 (2) Wear a concealable firearm; and
- 34 (3) Make an arrest based upon local court rules and state law, and as  
35 directed by the presiding judge of the circuit.

✓  
Bill

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