

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 61
96TH GENERAL ASSEMBLY

0529L.05C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 50.535, 51.050, 52.010, 54.033, 54.330, 67.1521, 84.010, 84.220, 86.200, 86.213, 115.342, 140.410, 140.660, 301.130, and 523.040, RSMo, and to enact in lieu thereof twenty-three new sections relating to local government, with penalty provisions.

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

Section A. Sections 50.535, 51.050, 52.010, 54.033, 54.330, 67.1521, 84.010, 84.220, 86.200, 86.213, 115.342, 140.410, 140.660, 301.130, and 523.040, RSMo, are repealed and twenty-three new sections enacted in lieu thereof, to be known as sections 50.535, 51.050, 52.010, 54.033, 54.330, 59.021, 59.022, 67.1521, 84.343, 84.344, 84.345, 84.346, 84.347, 84.348, 84.349, 86.200, 86.213, 115.342, 140.410, 301.130, 523.040, 1, and 2, to read as follows:

50.535. 1. Notwithstanding the provisions of sections 50.525 to 50.745, the fee collected pursuant to subsections 10 and 11 of section 571.101 shall be deposited by the county treasurer into a separate interest-bearing fund to be known as the "County Sheriff's Revolving Fund" to be expended at the direction of the county or city sheriff or his or her designee as provided in this section.

2. No prior approval of the expenditures from this fund shall be required by the governing body of the county or city not within a county, nor shall any prior audit or encumbrance of the fund be required before any expenditure is made by the sheriff from this fund. This fund shall only be used by law enforcement agencies for the purchase of equipment, to provide training, and to make necessary expenditures to process applications for concealed carry endorsements or renewals, including but not limited to the purchase of equipment, **information and data exchange**, training, fingerprinting and background checks, employment of additional personnel, and any expenditure necessitated by an action under section 571.114 or

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.

14 571.117. If the moneys collected and deposited into this fund are not totally expended annually,
15 then the unexpended balance shall remain in said fund and the balance shall be kept in said fund
16 to accumulate from year to year. This fund may be audited by the state auditor's office or the
17 appropriate auditing agency.

18 3. Notwithstanding any provision of this section to the contrary, the sheriff of every
19 county, regardless of classification, is authorized to pay, from the sheriff's revolving fund, all
20 reasonable and necessary costs and expenses for activities or services occasioned by compliance
21 with sections 571.101 to 571.121. Such was the intent of the general assembly in original
22 enactment of this section and sections 571.101 to 571.121, and it is made express by this section
23 in light of the decision in *Brooks v. State of Missouri*, (Mo. Sup. Ct. February 26, 2004). The
24 application and renewal fees to be charged pursuant to section 571.101 shall be based on the
25 sheriff's good faith estimate, made during regular budgeting cycles, of the actual costs and
26 expenses to be incurred by reason of compliance with sections 571.101 to 571.121. If the
27 maximum fee permitted by section 571.101 is inadequate to cover the actual reasonable and
28 necessary expenses in a given year, and there are not sufficient accumulated unexpended funds
29 in the revolving fund, a sheriff may present specific and verified evidence of the unreimbursed
30 expenses to the office of administration, which upon certification by the attorney general shall
31 reimburse such sheriff for those expenses from an appropriation made for that purpose.

32 4. If pursuant to subsection 12 of section 571.101, the sheriff of a county of the first
33 classification designates one or more chiefs of police of any town, city, or municipality within
34 such county to accept and process applications for certificates of qualification to obtain a
35 concealed carry endorsement, then that sheriff shall reimburse such chiefs of police, out of the
36 moneys deposited into this fund, for any reasonable expenses related to accepting and processing
37 such applications.

51.050. No person shall be elected or appointed clerk of the county commission unless
2 [he] **such person** be a citizen of the United States, over the age of twenty-one years, and shall
3 have resided within the state one whole year, and within the county for which [he] **the person**
4 is elected [six months] **one year** just prior to [his] **such person's** election; and every clerk shall
5 after [his] **the** election continue to reside within the county for which [he] **such person** is clerk.

52.010. 1. At the general election in 1906, and every four years thereafter, a collector,
2 to be styled the collector of the revenue, shall be elected in each of the counties of this state,
3 except counties under township organization, who shall hold his **or her** office for four years and
4 until his **or her** successor is duly elected and qualified. The collector shall [be a resident of]
5 **reside in** the county from which such person [was] **is** elected **throughout his or her term in**
6 **office.**

7 **2. A candidate for the office of collector shall be at least twenty-one years of age**
8 **and a resident of the state and the county in which he or she is a candidate for at least one**
9 **year prior to the date of filing for such office. The candidate shall be a registered voter and**
10 **current in the payment of all state income taxes and personal and real property taxes.**

11 **3. The candidate shall present to the election authority a copy of a signed affidavit**
12 **from a surety company authorized to do business in this state, indicating that the candidate**
13 **meets the statutory bond requirements for the office for which the candidate is filing.**

54.033. In the event of a vacancy caused by death, resignation, or otherwise, in the office
2 of county treasurer in any county except a county **having a township form of government with**
3 **an office of collector-treasurer and any county** with a charter form of government, the county
4 commission shall appoint a deputy treasurer or a qualified person to serve as an interim treasurer
5 until said treasurer returns or the unexpired term is filled under section 105.030. Such individual
6 must be eligible to serve as a county treasurer under section 54.040, and must comply with
7 section 54.090.

54.330. 1. **A candidate for county collector-treasurer shall be at least twenty-one**
2 **years of age and a resident of the county in which he or she is a candidate for at least one**
3 **year prior to the date of filing for the office. The candidate shall also be a registered voter**
4 **and shall be current in the payment of all state income taxes and personal and real**
5 **property taxes. The candidate shall present to the election authority a copy of a signed**
6 **affidavit from a surety company authorized to do business in this state, indicating that the**
7 **candidate meets the statutory bond requirements for the office for which the candidate is**
8 **filing. A collector-treasurer shall reside in the county throughout his or her term in office**
9 **and shall remain in office until a successor is duly elected and qualified.**

10 **2. County collector-treasurers in a county having township organization, shall be**
11 **required to give bonds as other county collectors under the general revenue law, and shall have**
12 **the sole authority to appoint deputies under section 52.300.**

13 [2.] **3. Before entering upon the duties for which they are employed, deputies and**
14 **assistants employed in the office of any collector-treasurer shall give bond and security to the**
15 **satisfaction of the collector-treasurer. The bond for each individual deputy or assistant shall not**
16 **exceed one-half of the amount of the maximum bond required for any collector- treasurer. The**
17 **official bond required pursuant to this section shall be a surety bond with a surety company**
18 **authorized to do business in this state. The premium of the bond shall be paid by the county or**
19 **city being protected.**

59.021. A candidate for county recorder where the offices of the clerk of the court
2 **and recorder of deeds are separate, except in any city not within a county or any county**
3 **having a charter form of government, shall be at least twenty-one years of age, a registered**

4 voter, and a resident of the state of Missouri as well as the county, in which he or she is a
5 candidate for at least one year prior to the date of the general election. Upon election to
6 office, the person shall continue to reside in that county during his or her tenure in office.

2 **59.022. In the event of a vacancy caused by death or resignation in the office of**
3 **county recorder where the offices of the clerk of the court and recorder of deeds are**
4 **separate, except in any city not within a county or any county with a charter form of**
5 **government, the county commission shall appoint a deputy recorder or a qualified person**
6 **to serve as an interim recorder of deeds until the unexpired term is filled under section**
6 **105.030.**

2 67.1521. 1. A district may levy by resolution one or more special assessments against
3 real property within its boundaries, upon receipt of and in accordance with a petition signed by:

3 (1) Owners of real property collectively owning more than fifty percent by assessed value
4 of real property within the boundaries of the district; and

5 (2) More than fifty percent per capita of the owners of all real property within the
6 boundaries of the district.

7 2. The special assessment petition shall be in substantially the following form:

8 The (insert name of district) Community Improvement District
9 ("District") shall be authorized to levy special assessments against real property benefited within
10 the District for the purpose of providing revenue for (insert general description of
11 specific service and/or projects) in the district, such special assessments to be levied against each
12 tract, lot or parcel of real property listed below within the district which receives special benefit
13 as a result of such service and/or projects, the cost of which shall be allocated among this
14 property by (insert method of allocation, e.g., per square foot of property, per
15 square foot on each square foot of improvement, or by abutting foot of property abutting streets,
16 roads, highways, parks or other improvements, or any other reasonable method) in an amount
17 not to exceed dollars per (insert unit of measure). Such authorization to levy the special
18 assessment shall expire on (insert date). The tracts of land located in the district
19 which will receive special benefit from this service and/or projects are: (list of
20 properties by common addresses and legal descriptions).

21 3. The method for allocating such special assessments set forth in the petition may be
22 any reasonable method which results in imposing assessments upon real property benefited in
23 relation to the benefit conferred upon each respective tract, lot or parcel of real property and the
24 cost to provide such benefit.

25 4. By resolution of the board, the district may levy a special assessment rate lower than
26 the rate ceiling set forth in the petition authorizing the special assessment and may increase such
27 lowered special assessment rate to a level not exceeding the special assessment rate ceiling set

28 forth in the petition without further approval of the real property owners; provided that a district
29 imposing a special assessment pursuant to this section may not repeal or amend such special
30 assessment or lower the rate of such special assessment if such repeal, amendment or lower rate
31 will impair the district's ability to pay any liabilities that it has incurred, money that it has
32 borrowed or obligations that it has issued.

33 5. Each special assessment which is due and owing shall constitute a perpetual lien
34 against each tract, lot or parcel of property from which it is derived. Such lien may be foreclosed
35 in the same manner as any other special assessment lien as provided in section 88.861 **or, at the**
36 **option of the county collector, and upon certification by the district for collection, each**
37 **special assessment may be added to the annual real estate tax bill for the property and**
38 **collected by the county collector in the same manner and procedure for collecting real**
39 **estate taxes. Each special assessment remaining unpaid on the first day of January**
40 **annually is delinquent and enforcement of collection of the delinquent bill by the county**
41 **collector shall be governed by the laws concerning delinquent and back taxes. The lien**
42 **may be foreclosed in the same manner as a tax upon real property by land tax sale under**
43 **chapter 140 or, if applicable to that county, chapter 141.**

44 6. A separate fund or account shall be created by the district for each special assessment
45 levied and each fund or account shall be identifiable by a suitable title. The proceeds of such
46 assessments shall be credited to such fund or account. Such fund or account shall be used solely
47 to pay the costs incurred in undertaking the specified service or project.

48 7. Upon completion of the specified service or project or both, the balance remaining in
49 the fund or account established for such specified service or project or both shall be returned or
50 credited against the amount of the original assessment of each parcel of property pro rata based
51 on the method of assessment of such special assessment.

52 8. Any funds in a fund or account created pursuant to this section which are not needed
53 for current expenditures may be invested by the board in accordance with applicable laws
54 relating to the investment of funds of the city in which the district is located.

55 9. The authority of the district to levy special assessments shall be independent of the
56 limitations and authorities of the municipality in which it is located; specifically, the provisions
57 of section 88.812 shall not apply to any district.

84.343. For purposes of this section, the following terms shall mean:

- 2 (1) "Ammunition", any cartridge, shell, or projectile designed for use in a firearm;
3 (2) "Licensed dealer", a person who is licensed under 18 U.S.C. Section 923 to
4 **engage in the business of dealing in firearms;**
5 (3) "Materially false information", any information that portrays an illegal
6 **transaction as legal or a legal transaction as illegal;**

7 (4) "Private seller", a person who sells or offers for sale any firearm, as defined in
8 section 571.010, or ammunition.

9 2. Any officer, employee, or representative of a municipal police force established
10 under section 84.346 who knowingly solicits, persuades, encourages or entices a licensed
11 dealer or private seller of firearms or ammunition to transfer a firearm or ammunition
12 under circumstances which the officer, employee, or representative knows would violate
13 the laws of this state or the United States is guilty of a class D felony.

14 3. Any officer, employee, or representative of said police force who provides to a
15 licensed dealer or private seller of firearms or ammunition what the officer, employee, or
16 representative knows to be materially false information with intent to deceive the dealer
17 or seller about the legality of a transfer of a firearm or ammunition is guilty of a class D
18 felony.

19 4. Any officer, employee, or representative of said police force who willfully
20 procures another to engage in conduct prohibited by this section shall be held accountable
21 as a principal.

 84.344. 1. An officer or employee of a municipal police department established
2 under section 84.346 shall not:

3 (1) Be a candidate for partisan political office;

4 (2) Use official authority or influence for the purpose of interfering with or
5 affecting the results of an election or a nomination for office;

6 (3) Directly or indirectly coerce contributions from subordinates in support of a
7 political party or candidate;

8 (4) Permit solicitation for political purpose in any building or room occupied for
9 the discharge of the official duties of the said department;

10 (5) Solicit any person to vote for or against any candidate for public office or be
11 connected with other political work of similar character on behalf of any political
12 organization, party, or candidate while on duty or while wearing the official uniform of the
13 department; or

14 (6) Affix any sign, bumper sticker, or other device to any property or vehicle under
15 the control of said department which either supports or opposes any ballot measure or
16 political candidate.

17 2. An officer or employee of said department who shall willfully or through
18 culpable negligence violate any of the provisions of this section may be punished by a fine
19 of not less than fifty dollars and not exceeding five hundred dollars, or by imprisonment
20 for a time not exceeding six months, or by both fine and imprisonment.

84.345. 1. Subject to the provisions of sections 84.346 to 84.348, any city not within a county may establish a municipal police force for the purposes of:

- (1) Preserving the public peace, welfare, and order;**
- (2) Preventing crime and arresting suspected offenders;**
- (3) Enforcing the laws of the state and ordinances of the city;**
- (4) Exercising all powers available to a police force under generally applicable state law; and**
- (5) Regulating and licensing all private watchmen, private detectives, and private policemen serving or acting as such in said cities.**

Any person who acts as a private watchman, private detective, or private policeman in said cities without having obtained a written license from said cities is guilty of a class A misdemeanor.

2. Upon the establishment of a municipal police force by a city pursuant to sections 84.345 to 84.348, title and ownership of all indebtedness and assets, including, but not limited to, all real and personal property, held or controlled by the board of police commissioners created pursuant to sections 84.020 and 84.030, shall immediately pass to the city. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. Upon the completion of the transfer described in subsection 2 of this section, the city shall appropriate the necessary funds for the maintenance of the municipal police force, however, in no event shall the city be required to appropriate funds for pensions or retirement plans for any fiscal year in excess of any limitation imposed by section 21, article X, of the Missouri Constitution. Such city may appropriate, by ordinance, a sum in excess of such limitation for any fiscal year. Nothing in sections 84.345 to 84.348 shall be construed as requiring a new activity or service, or an increase in the level of any activity or service, beyond that required by existing law if the city elects to establish a police force pursuant to sections 84.345 to 84.348.

84.346. 1. Notwithstanding any provisions of chapter 84 to the contrary, any city not within a county, upon the fulfillment of the conditions set forth in subsection 6 of this section, may only establish a municipal police force according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. A city not within a county that establishes a municipal police force shall initially employ, without a reduction in rank, salary, or benefits, all commissioned and civilian

9 personnel of the board of police commissioners created pursuant to sections 84.010 to
10 84.340 that were employed by the board immediately prior to the date the municipal police
11 force was established. The city shall also recognize all accrued years of service that such
12 commissioned and civilian personnel had with the board of police commissioners. Such
13 personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled
14 to as employees of the board of police commissioners, however, these benefits may be
15 reduced in a ratified collective bargaining agreement between the city and any bargaining
16 unit described in subsection 7 of this section.

17 3. Except for commissioned and civilian personnel of the board of police
18 commissioners who were employed by the board immediately prior to the date the
19 municipal police force was established, a city creating a municipal police force pursuant
20 to subsection 1 of this section may enforce any rule, law, or regulations concerning the
21 residence of commissioned and civilian personnel of the police force. Commissioned and
22 civilian personnel who were previously employed by the board shall continue to be subject
23 to the residency rules promulgated by the board as of August 28, 2011.

24 4. The commissioned and civilian personnel who retire from service with the board
25 of police commissioners before the establishment of a municipal police force pursuant to
26 subsection 1 of this section shall continue to be entitled to the same pension benefits
27 provided under chapter 86 and the same benefits set forth in subsection 8 of section 84.346.

28 5. If the city not within a county elects to establish a municipal police force
29 pursuant to this section, the city shall establish a separate division for the operation of its
30 municipal police force. The city may adopt new civil service commission rules and
31 regulations appropriate for the unique operation of a municipal police force, however,
32 until such time as the city adopts such rules and regulations, the commissioned personnel
33 shall continue to be governed by the board of police commissioner's rules and regulations
34 in effect immediately prior to the establishment of the municipal police force, with the
35 police chief acting in place of the board of police commissioners for purposes of applying
36 the rules and regulations. Notwithstanding any provision of this section to the contrary,
37 existing civil service commission rules and regulations governing the appeal of disciplinary
38 decisions to the civil service commission shall apply to all commissioned and civilian
39 personnel. A hearing officer may be appointed by the civil service commission to hear any
40 such appeals, but the civil service commission shall make the final findings of fact,
41 conclusions of law and decision which shall be subject to any right of appeal under chapter
42 536.

43 6. A city not within a county may only establish a municipal police force pursuant
44 to subsection 1 of this section when all of the following conditions are met:

45 (1) The board of police commissioners has approved a collective bargaining
46 agreement with the recognized majority collective bargaining representative for a
47 bargaining unit of commissioned police and probationary officers, and such agreement has
48 been ratified by a majority vote of the bargaining unit and includes a no-strike clause;

49 (2) The board has approved a collective bargaining agreement with the recognized
50 majority collective bargaining representative for a bargaining unit of commissioned
51 personnel holding the rank of sergeant, and such agreement has been ratified by a majority
52 vote of said bargaining unit and includes a no-strike clause; and

53 (3) The city has enacted ordinances adopting and approving the collective
54 bargaining agreements referred to in subdivisions (1) and (2) of this subsection.

55 7. A city establishing a municipal police force pursuant to subsection 1 of this
56 section shall recognize the majority collective bargaining representative of a bargaining
57 unit consisting of commissioned personnel holding the rank of police officer or
58 probationary police officer and the majority collective bargaining representative of a
59 bargaining unit consisting of commissioned personnel holding the rank of sergeant, which
60 were recognized by the board of police commissioners immediately prior to the
61 establishment of the municipal police force. The city shall comply as a successor employer
62 with any collective bargaining agreement approved by the board of police commissioners
63 and ratified by the bargaining unit for the remainder of the agreement's term or three
64 years, whichever period is shorter. Before the expiration of such agreement, the city shall
65 establish a framework for bargaining in good faith with the majority collective bargaining
66 representative designated for each such bargaining unit over the terms, conditions, and
67 benefits of employment with the purpose of reaching an agreement on a binding contract
68 that includes a no-strike clause. Such subjects of bargaining shall include, but not be
69 limited to, wages, the level of benefits required under subsection 8 of this section, a
70 grievance-arbitration procedure that provides for a final and binding decision by a neutral
71 decision-maker, and investigative rights of officers under internal investigation.

72 8. A city not within a county that establishes and maintains a municipal police force
73 under this section:

74 (1) Shall provide or contract for life insurance coverage and for insurance benefits
75 providing health, medical, and disability coverage for commissioned and civilian personnel
76 of the municipal police force to the same extent as was required by the board of police
77 commissioners under section 84.160;

78 (2) Shall provide or contract for health, medical, and life insurance coverage for
79 any commissioned or civilian personnel who retired from service with the board of police

80 commissioners; or who were employed by the board of police commissioners and retired
81 from the municipal police force of a city not within a county;

82 (3) Shall make available health, medical, and life insurance coverage for purchase
83 to the spouses or dependents of commissioned and civilian personnel who retire from
84 service with the board of police commissioners or the municipal police force; and deceased
85 commissioned and civilian personnel who receive pension benefits pursuant to sections
86 86.200 to 86.364 at the rate that such dependent's or spouse's coverage would cost under
87 the appropriate plan if the deceased were living; and

88 (4) May pay an additional shift differential compensation to commissioned and
89 civilian personnel for evening and night tours of duty in an amount not to exceed ten
90 percent of the officer's base hourly rate.

91 9. A city not within a county shall, by ordinance, establish a transition committee
92 of no more than five members for the purpose of coordinating and implementing the
93 transition of authority, operations, assets, and obligations from the board of police
94 commissioners to the city; winding down the affairs of the board; and making nonbinding
95 recommendations for the transition of the police force from the board to the city. The
96 ordinance shall provide for the powers, duties, and duration of the committee. Once the
97 ordinance is enacted, the city shall provide written notice to the board of police
98 commissioners and the governor of the state of Missouri. Within thirty days of such notice,
99 the governor shall appoint two members to the committee, one of whom shall be a member
100 of a statewide law enforcement association that represents at least five thousand law
101 enforcement officers. The mayor of the city shall select the remaining members of the
102 committee. The committee shall elect a chairman by majority vote.

84.347. 1. Except as required for the board of police commissioners to conclude its
2 affairs and pursue legal claims and defenses, upon the establishment of a municipal police
3 force, the terms of office of the commissioners of the board of police created under sections
4 84.020 and 84.030 shall expire, and the provisions of sections 84.020 to 84.340 shall not
5 apply to the city or its municipal police force as of such date. The board shall continue to
6 operate, if necessary, to wind down the board's affairs until the transfer of ownership and
7 obligations pursuant to subsection 2 of section 84.345 has been completed. During such
8 time, the board of police commissioners shall designate and authorize its secretary to act
9 on behalf of the board for purposes of performing the board's duties and any other actions
10 incident to the transfer and winding down of the board's affairs.

11 2. For all claims, lawsuits, and other actions arising against a board of police
12 commissioners before the board ceases to exist as a result of the transfer provided under
13 subsection 2 of section 84.345, the state shall continue to provide legal representation as set

14 forth in section 105.726, and the state legal expense fund shall continue to provide
15 reimbursement for such claims pursuant to section 105.726.

16 **3. Notwithstanding any other provision of law, collective bargaining agreement,**
17 **rule, or regulation to the contrary, a city that establishes a municipal police force pursuant**
18 **to sections 84.345 to 84.358 shall not be restricted or limited in any way in the selection of**
19 **a police chief or chief of the division created under subsection 5 of section 84.346.**

20 **4. It shall be the duty of the sheriff for any city not within a county, whenever**
21 **called upon by the police chief of the municipal police force, to act under the police chief's**
22 **control for the preservation of the public peace and quiet; and, whenever the exigency or**
23 **circumstances may, in the police chief's judgment, warrant it, said police chief shall have**
24 **the power to assume the control and command of all conservators of the peace of the city,**
25 **whether sheriff, constable, policemen or others, and they shall act under the orders of the**
26 **said police chief and not otherwise.**

27 **5. Venue for any action against the city or an employee of its municipal police force**
28 **involving the municipal police force shall be in the twenty-second judicial circuit.**

84.348. Any police pension system created under chapter 86 for the benefit of a
2 **police force established under sections 84.010 to 84.343 shall continue to be governed by**
3 **chapter 86, and shall apply to any police force established under section 84.346. Other**
4 **than any provision that makes chapter 86 applicable to a municipal police force established**
5 **under section 84.346, nothing in sections 84.345 to 84.348 shall be construed as limiting or**
6 **changing the rights or benefits provided under chapter 86.**

84.349. Notwithstanding the provisions of section 1.140 to the contrary, the
2 **provisions of sections 84.345 to 84.348 of this act shall be nonseverable, and if any**
3 **provision is for any reason held to be invalid, such decision shall invalidate all of the**
4 **remaining provisions of sections 84.345 to 84.348 of this act.**

86.200. The following words and phrases as used in sections 86.200 to 86.366, unless
2 a different meaning is plainly required by the context, shall have the following meanings:

3 (1) "Accumulated contributions", the sum of all mandatory contributions deducted from
4 the compensation of a member and credited to the member's individual account, together with
5 members' interest thereon;

6 (2) "Actuarial equivalent", a benefit of equal value when computed upon the basis of
7 mortality tables and interest assumptions adopted by the board of trustees;

8 (3) "Average final compensation":

9 (a) With respect to a member who earns no creditable service on or after October 1,
10 2001, the average earnable compensation of the member during the member's last three years of

11 creditable service as a police officer, or if the member has had less than three years of creditable
12 service, the average earnable compensation of the member's entire period of creditable service;

13 (b) With respect to a member who is not participating in the DROP pursuant to section
14 86.251 on October 1, 2001, who did not participate in the DROP at any time before such date,
15 and who earns any creditable service on or after October 1, 2001, the average earnable
16 compensation of the member during the member's last two years of creditable service as a
17 policeman, or if the member has had less than two years of creditable service, then the average
18 earnable compensation of the member's entire period of creditable service;

19 (c) With respect to a member who is participating in the DROP pursuant to section
20 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns
21 to active participation in the system pursuant to section 86.251, and who terminates employment
22 as a police officer for reasons other than death or disability before earning at least two years of
23 creditable service after such return, the portion of the member's benefit attributable to creditable
24 service earned before DROP entry shall be determined using average final compensation as
25 defined in paragraph (a) of this subdivision; and the portion of the member's benefit attributable
26 to creditable service earned after return to active participation in the system shall be determined
27 using average final compensation as defined in paragraph (b) of this subdivision;

28 (d) With respect to a member who is participating in the DROP pursuant to section
29 86.251 on October 1, 2001, or whose participation in the DROP ended before such date, who
30 returns to active participation in the system pursuant to section 86.251, and who terminates
31 employment as a police officer after earning at least two years of creditable service after such
32 return, the member's benefit attributable to all of such member's creditable service shall be
33 determined using the member's average final compensation as defined in paragraph (b) of this
34 subdivision;

35 (e) With respect to a member who is participating in the DROP pursuant to section
36 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns
37 to active participation in the system pursuant to section 86.251, and whose employment as a
38 police officer terminates due to death or disability after such return, the member's benefit
39 attributable to all of such member's creditable service shall be determined using the member's
40 average final compensation as defined in paragraph (b) of this subdivision; and

41 (f) With respect to the surviving spouse or surviving dependent child of a member who
42 earns any creditable service on or after October 1, 2001, the average earnable compensation of
43 the member during the member's last two years of creditable service as a police officer or, if the
44 member has had less than two years of creditable service, the average earnable compensation of
45 the member's entire period of creditable service;

46 (4) "Beneficiary", any person in receipt of a retirement allowance or other benefit;

47 (5) "Board of police commissioners", any board of police commissioners, police
48 commissioners and any other officials or boards now or hereafter authorized by law to employ
49 and manage a permanent police force in such cities;

50 (6) "Board of trustees", the board provided in sections 86.200 to 86.366 to administer
51 the retirement system;

52 (7) "Creditable service", prior service plus membership service as provided in sections
53 86.200 to 86.366;

54 (8) "DROP", the deferred retirement option plan provided for in section 86.251;

55 (9) "Earnable compensation", the annual salary which a member would earn during one
56 year on the basis of the member's rank or position as specified in the applicable salary matrix [in
57 section 84.160,] plus **any** additional compensation for academic work [as provided in subsection
58 7 of section 84.160, plus] **and** shift differential [as provided in subdivision (4) of subsection 8
59 of section 84.160] **that may be provided by any official or board now or hereafter**
60 **authorized by law to employ and manage a permanent police force in such cities.** Such
61 amount shall include the member's deferrals to a deferred compensation plan pursuant to Section
62 457 of the Internal Revenue Code or to a cafeteria plan pursuant to Section 125 of the Internal
63 Revenue Code or, effective October 1, 2001, to a transportation fringe benefit program pursuant
64 to Section 132(f)(4) of the Internal Revenue Code. Earnable compensation shall not include a
65 member's additional compensation for overtime, standby time, court time, nonuniform time or
66 unused vacation time. Notwithstanding the foregoing, the earnable compensation taken into
67 account under the plan established pursuant to sections 86.200 to 86.366 with respect to a
68 member who is a noneligible participant, as defined in this subdivision, for any plan year
69 beginning on or after October 1, 1996, shall not exceed the amount of compensation that may
70 be taken into account under Section 401(a)(17) of the Internal Revenue Code, as adjusted for
71 increases in the cost of living, for such plan year. For purposes of this subdivision, a
72 "noneligible participant" is an individual who first becomes a member on or after the first day
73 of the first plan year beginning after the earlier of:

74 (a) The last day of the plan year that includes August 28, 1995; or

75 (b) December 31, 1995;

76 (10) "Internal Revenue Code", the federal Internal Revenue Code of 1986, as amended;

77 (11) "Mandatory contributions", the contributions required to be deducted from the
78 salary of each member who is not participating in DROP in accordance with section 86.320;

79 (12) "Member", a member of the retirement system as defined by sections 86.200 to
80 86.366;

81 (13) "Members' interest", interest on accumulated contributions at such rate as may be
82 set from time to time by the board of trustees;

83 (14) "Membership service", service as a policeman rendered since last becoming a
84 member, except in the case of a member who has served in the armed forces of the United States
85 and has subsequently been reinstated as a policeman, in which case "membership service" means
86 service as a policeman rendered since last becoming a member prior to entering such armed
87 service;

88 (15) "Plan year" or "limitation year", the twelve consecutive-month period beginning
89 each October first and ending each September thirtieth;

90 (16) "Policeman" or "police officer", any member of the police force of such cities who
91 holds a rank in such police force [for which the annual salary is listed in section 84.160];

92 (17) "Prior service", all service as a policeman rendered prior to the date the system
93 becomes operative or prior to membership service which is creditable in accordance with the
94 provisions of sections 86.200 to 86.366;

95 (18) "Reserve officer", any member of the police reserve force of such cities, armed or
96 unarmed, who works less than full time, without compensation, and who, by his or her assigned
97 function or as implied by his or her uniform, performs duties associated with those of a police
98 officer and who currently receives a service retirement as provided by sections 86.200 to 86.366;

99 (19) "Retirement allowance", annual payments for life as provided by sections 86.200
100 to 86.366 which shall be payable in equal monthly installments or any benefits in lieu thereof
101 granted to a member upon termination of employment as a police officer and actual retirement;

102 (20) "Retirement system", the police retirement system of the cities as defined in sections
103 86.200 to 86.366;

104 (21) "Surviving spouse", the surviving spouse of a member who was the member's
105 spouse at the time of the member's death.

86.213. 1. The general administration and the responsibility for the proper operation of
2 the retirement system and for making effective the provisions of sections 86.200 to 86.366 are
3 hereby vested in a board of trustees of [ten] **nine** persons. The board shall be constituted as
4 follows:

5 (1) [The president of the board of police commissioners of the city, ex officio. If the
6 president is absent from any meeting of the board of trustees for any cause whatsoever, the
7 president may be represented by any member of the board of police commissioners who in such
8 case shall have full power to act as a member of the board of trustees;

9 (2)] The comptroller of the city, ex officio. If the comptroller is absent from any meeting
10 of the board of trustees for any cause whatsoever, the comptroller may be represented by either
11 the deputy comptroller or the first assistant comptroller who in such case shall have full power
12 to act as a member of the said board of trustees;

13 [(3)] (2) Three members to be appointed by the mayor of the city to serve for a term of
14 two years;

15 [(4)] (3) Three members to be elected by the members of the retirement system of the
16 city for a term of three years; provided, however, that the term of office of the first three
17 members so elected shall begin immediately upon their election and one such member's term
18 shall expire one year from the date the retirement system becomes operative, another such
19 member's term shall expire two years from the date the retirement system becomes operative and
20 the other such member's term shall expire three years from the date the retirement system
21 becomes operative; provided, further, that such members shall be members of the system and
22 hold office only while members of the system;

23 [(5)] (4) Two members who shall be retired members of the retirement system to be
24 elected by the retired members of the retirement system for a term of three years; except that, the
25 term of office of the first two members so elected shall begin immediately upon their election
26 and one such member's term shall expire two years from the date of election and the other such
27 member's term shall expire three years from the date of election.

28 2. Any member elected chairman of the board of trustees may serve without term
29 limitations.

30 3. Each commissioned elected trustee shall be granted travel time by the St. Louis
31 metropolitan police department to attend any and all functions that have been authorized by the
32 board of trustees of the police retirement system of St. Louis. Travel time, with compensation,
33 for a trustee shall not exceed thirty days in any board fiscal year.

115.342. 1. Any person who files as a candidate for election to a public office shall be
2 disqualified from participation in the election for which the candidate has filed if such person
3 is delinquent in the payment of any state income taxes, personal property taxes, real property
4 taxes on the place of residence, as stated on the declaration of candidacy, or if the person is a past
5 or present corporate officer of any fee office that owes any taxes to the state.

6 2. Each potential candidate for election to a public office shall file an affidavit with the
7 department of revenue and include a copy of the affidavit with the declaration of candidacy
8 required under section 115.349. Such affidavit shall be in substantially the following form:

9 "AFFIRMATION OF TAX PAYMENTS AND BONDING REQUIREMENTS:

10 I hereby declare under penalties of perjury that I am not currently aware of any
11 delinquency in the filing or payment of any state income taxes, personal property taxes, real
12 property taxes on the place of residence, as stated on the declaration of candidacy, or that I am
13 a past or present corporate officer of any fee office that owes any taxes to the state, other than
14 those taxes which may be in dispute. **I declare under penalties of perjury that I am not**

15 **aware of any information that would prohibit me from fulfilling any bonding requirements**
16 **for the office for which I am filing.**

17 Candidate's Signature

18 Printed Name of Candidate."

19 3. Upon receipt of a complaint alleging a delinquency of the candidate in the filing or
20 payment of any state income taxes, personal property taxes, real property taxes on the place of
21 residence, as stated on the declaration of candidacy, or if the person is a past or present corporate
22 officer of any fee office that owes any taxes to the state, the department of revenue shall
23 investigate such potential candidate to verify the claim contained in the complaint. If the
24 department of revenue finds a positive affirmation to be false, the department shall contact the
25 secretary of state, or the election official who accepted such candidate's declaration of candidacy,
26 and the potential candidate. The department shall notify the candidate of the outstanding tax
27 owed and give the candidate thirty days to remit any such outstanding taxes owed which are not
28 the subject of dispute between the department and the candidate. If the candidate fails to remit
29 such amounts in full within thirty days, the candidate shall be disqualified from participating in
30 the current election and barred from refileing for an entire election cycle even if the individual
31 pays all of the outstanding taxes that were the subject of the complaint.

32 **4. Any person who files as a candidate for election to a public office having a bond**
33 **requirement shall file with the department of revenue a signed affidavit from a surety**
34 **company authorized to do business in this state, indicating that the candidate meets the**
35 **bond requirements set by statute or by the county commission for the office for which the**
36 **candidate is filing. The candidate shall include a copy of the surety company affidavit with**
37 **the declaration of candidacy required in this chapter.**

140.410. In all cases where lands have been or may hereafter be sold for delinquent
2 taxes, penalty, interest and costs due thereon, and a certificate of purchase has been or may
3 hereafter be issued, it is hereby made the duty of such purchaser, his heirs or assigns, to cause
4 **all subsequent taxes to be paid on the property purchased prior to the issuance of any**
5 **collector's deed, and the purchaser shall further cause** a deed to be executed and placed on
6 record in the proper county **all** within two years from the date of said sale; provided, that on
7 failure of said purchaser, his heirs or assigns so to do, then and in that case the amount due such
8 purchaser shall cease to be a lien on said lands so purchased as herein provided. **Upon the**
9 **purchaser's forfeiture of all rights of the property acquired by the certificate of purchase**
10 **issued, and including the nonpayment of all subsequent years' taxes as described in this**
11 **section, it shall be the responsibility of the collector to record the cancellation of the**
12 **certificate of purchase in the office of the recorder of deeds of the county, and the recorder**
13 **shall not charge or receive any fees for recording the same.** Certificates of purchase cannot

14 be assigned to nonresidents or delinquent taxpayers. **However**, any person purchasing property
15 at a delinquent land tax sale **who meets the requirements of this section, prior to receiving**
16 **a collector's deed**, shall pay to the collector the fee necessary for the recording of such
17 [collector] **collector's deed** to be issued. It shall be the responsibility of the collector to record
18 the deed before delivering such deed to the purchaser of the property.

301.130. 1. The director of revenue, upon receipt of a proper application for registration,
2 required fees and any other information which may be required by law, shall issue to the
3 applicant a certificate of registration in such manner and form as the director of revenue may
4 prescribe and a set of license plates, or other evidence of registration, as provided by this section.
5 Each set of license plates shall bear the name or abbreviated name of this state, the words
6 "SHOW-ME STATE", the month and year in which the registration shall expire, and an
7 arrangement of numbers or letters, or both, as shall be assigned from year to year by the director
8 of revenue. The plates shall also contain fully reflective material with a common color scheme
9 and design for each type of license plate issued pursuant to this chapter. The plates shall be
10 clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled
11 veterans will have the "DISABLED VETERAN" wording on the license plates in preference to
12 the words "SHOW-ME STATE" and special plates for members of the national guard will have
13 the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

14 2. The arrangement of letters and numbers of license plates shall be uniform throughout
15 each classification of registration. The director may provide for the arrangement of the numbers
16 in groups or otherwise, and for other distinguishing marks on the plates.

17 3. All property-carrying commercial motor vehicles to be registered at a gross weight in
18 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local
19 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, motorscooters and
20 driveaway vehicles shall be registered with the director of revenue as provided for in subsection
21 3 of section 301.030, or with the state highways and transportation commission as otherwise
22 provided in this chapter, but only one license plate shall be issued for each such vehicle, **except**
23 **as provided in this subsection. The applicant for registration of any property-carrying**
24 **commercial vehicle weighing twelve thousand pounds or more may request and be issued**
25 **two license plates for such vehicle, and if such plates are issued the director of revenue may**
26 **assess and collect an additional charge from the applicant in an amount not to exceed the**
27 **fee prescribed for personalized license plates in subsection 1 of section 301.144.**

28 4. The plates issued to manufacturers and dealers shall bear the letters and numbers as
29 prescribed by section 301.560, and the director may place upon the plates other letters or marks
30 to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

31 5. No motor vehicle or trailer shall be operated on any highway of this state unless it
32 shall have displayed thereon the license plate or set of license plates issued by the director of
33 revenue or the state highways and transportation commission and authorized by section 301.140.
34 Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all
35 parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof
36 are not impaired. Each such plate may be encased in a transparent cover so long as the plate is
37 plainly visible and its reflective qualities are not impaired. License plates shall be fastened to
38 all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of
39 twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than
40 forty-eight inches above the ground, with the letters and numbers thereon right side up. The
41 license plates on trailers, motorcycles, motortricycles and motorscooters shall be displayed on
42 the rear of such vehicles, with the letters and numbers thereon right side up. The license plate
43 on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed
44 in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than
45 eight nor more than forty-eight inches above the ground, with the letters and numbers thereon
46 right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section,
47 displayed in the same manner on the front and rear of such vehicles. The license plate or plates
48 authorized by section 301.140, when properly attached, shall be prima facie evidence that the
49 required fees have been paid.

50 6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as
51 provided by law as evidence of the annual payment of registration fees and the current
52 registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may
53 prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs
54 positively correlate with the license plate or plates issued by the department of revenue for such
55 vehicle. Such tabs shall be produced in each license bureau office.

56 (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such
57 tab or tabs in the designated area of the license plate, no more than one per plate.

58 (3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in
59 the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has
60 been paid.

61 (4) Except as otherwise provided in this section, the director of revenue shall issue plates
62 for a period of at least six years.

63 (5) For those commercial motor vehicles and trailers registered pursuant to section
64 301.041, the plate issued by the highways and transportation commission shall be a permanent
65 nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve
66 the owner of any vehicle permanently registered pursuant to this section from the obligation to

67 pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall
68 be returned to the highways and transportation commission upon the sale or disposal of the
69 vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may
70 be transferred to a replacement commercial motor vehicle when the owner files a supplemental
71 application with the Missouri highways and transportation commission for the registration of
72 such replacement commercial motor vehicle. Upon payment of the annual registration fee, the
73 highways and transportation commission shall issue a certificate of registration or other suitable
74 evidence of payment of the annual fee, and such evidence of payment shall be carried at all times
75 in the vehicle for which it is issued.

76 (6) Upon the sale or disposal of any vehicle permanently registered under this section,
77 or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued
78 for such vehicle shall be returned to the highways and transportation commission and shall not
79 be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle
80 when the owner files a supplemental application with the Missouri highways and transportation
81 commission for the registration of such replacement vehicle. If a vehicle which is permanently
82 registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated,
83 the registrant shall be given credit for any unused portion of the annual registration fee when the
84 vehicle is replaced by the purchase or lease of another vehicle during the registration year.

85 7. The director of revenue and the highways and transportation commission may
86 prescribe rules and regulations for the effective administration of this section. No rule or portion
87 of a rule promulgated under the authority of this section shall become effective unless it has been
88 promulgated pursuant to the provisions of section 536.024.

89 8. Notwithstanding the provisions of any other law to the contrary, owners of motor
90 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess
91 of eighteen thousand pounds gross weight may apply for special personalized license plates.
92 Vehicles licensed for eighteen thousand pounds that display special personalized license plates
93 shall be subject to the provisions of subsections 1 and 2 of section 301.030.

94 9. No later than January 1, 2009, the director of revenue shall commence the reissuance
95 of new license plates of such design as directed by the director consistent with the terms,
96 conditions, and provisions of this section and this chapter. Except as otherwise provided in this
97 section, in addition to all other fees required by law, applicants for registration of vehicles with
98 license plates that expire during the period of reissuance, applicants for registration of trailers
99 or semitrailers with license plates that expire during the period of reissuance and applicants for
100 registration of vehicles that are to be issued new license plates during the period of reissuance
101 shall pay the cost of the plates required by this subsection. The additional cost prescribed in this
102 subsection shall not be charged to persons receiving special license plates issued under section

103 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131
104 and specialized license plates are exempt from the provisions of this subsection. Except for new,
105 replacement, and transfer applications, permanent nonexpiring license plates issued to
106 commercial motor vehicles and trailers registered under section 301.041 are exempt from the
107 provisions of this subsection.

523.040. 1. The court, or judge thereof in vacation, on being satisfied that due notice
2 of the pendency of the petition has been given, shall appoint three disinterested commissioners,
3 who shall be residents of the county in which the real estate or a part thereof is situated, **and in**
4 **any city not within a county, any county with a charter form of government and with more**
5 **than one million inhabitants, or any county with a charter form of government and with**
6 **more than six hundred thousand but fewer than seven hundred thousand inhabitants at**
7 **least one of the commissioners shall be either a licensed real estate broker or a state-**
8 **licensed or state-certified real estate appraiser. Such commissioners shall be appointed to**
9 assess the damages which the owners may severally sustain by reason of such appropriation,
10 who, within forty-five days after appointment by the court, which forty-five days may be
11 extended by the court to a date certain with good cause shown, after applying the definition of
12 fair market value contained in subdivision (1) of section 523.001, and after having viewed the
13 property, shall return to the clerk of such court, under oath, their report in duplicate of such
14 assessment of damages, setting forth the amount of damages allowed to the person or persons
15 named as owning or claiming the tract of land condemned, and should more than one tract be
16 condemned in the petition, then the damages allowed to the owner, owners, claimant or claimants
17 of each tract, respectively, shall be stated separately, together with a specific description of the
18 tracts for which such damages are assessed; and the clerk shall file one copy of said report in his
19 office and record the same in the order book of the court, and he shall deliver the other copy,
20 duly certified by him, to the recorder of deeds of the county where the land lies (or to the
21 recorder of deeds of the city of St. Louis, if the land lies in said city) who shall record the same
22 in his office, and index each tract separately as provided in section 59.440, and the fee for so
23 recording shall be taxed by the clerk as costs in the proceedings; and thereupon such company
24 shall pay to the clerk the amount thus assessed for the party in whose favor such damages have
25 been assessed; and on making such payment it shall be lawful for such company to hold the
26 interest in the property so appropriated for the uses prescribed in this section; and upon failure
27 to pay the assessment, the court may, upon motion and notice by the party entitled to such
28 damages, enforce the payment of the same by execution, unless the said company shall, within
29 ten days from the return of such assessment, elect to abandon the proposed appropriation of any
30 parcel of land, by an instrument in writing to that effect, to be filed with the clerk of the court,

31 and entered on the minutes of the court, and as to so much as is thus abandoned, the assessment
32 of damages shall be void.

33 2. Prior to the issuance of any report under subsection 1 of this section, a commissioner
34 shall notify all parties named in the condemnation petition no less than ten days prior to the
35 commissioners' viewing of the property of the named parties' opportunity to accompany the
36 commissioners on the commissioners' viewing of the property and of the named parties'
37 opportunity to present information to the commissioners.

38 3. The commissioners shall view the property, hear arguments, and review other relevant
39 information that may be offered by the parties.

**Section 1. No political subdivision shall enact or enforce any order or ordinance
2 that prohibits the use of pneumatic guns at facilities approved for shooting ranges, on other
3 property where firearms may be discharged, or on or within private property with
4 permission of the owner or legal possessor thereof when conducted with reasonable care
5 to prevent a projectile from crossing the bounds of the property.**

**Section 2. The attorney general of the state of Missouri may establish a public
2 website that publishes the names of municipalities and counties who do not allow the open
3 carry of firearms. Such municipalities and counties, may forward their ordinances to the
4 attorney general on their own volition.**

[84.010. In all cities of this state that now have, or may hereafter attain,
2 a population of seven hundred thousand inhabitants or over, the common council
3 or municipal assembly, as the case may be, of such cities may pass ordinances for
4 preserving order, securing property and persons from violence, danger or
5 destruction, protecting public and private property, and for promoting the
6 interests and insuring the good government of the cities; but no ordinances
7 heretofore passed, or that may hereafter be passed, by the common council or
8 municipal assembly of the cities, shall, in any manner, conflict or interfere with
9 the powers or the exercise of the powers of the boards of police commissioners
10 of the cities as created by section 84.020, nor shall the cities or any officer or
11 agent of the corporation of the cities, or the mayor thereof, in any manner impede,
12 obstruct, hinder or interfere with the boards of police or any officer, or agent or
13 servant thereof or thereunder, except that in any case of emergency imminently
14 imperiling the lives, health or safety of the inhabitants of the city, the mayor may
15 call upon and direct the chief of police of the city to provide such number of
16 officers and patrolmen to meet the emergency as the mayor determines to be
17 necessary and the chief of police shall continue to act under the direction of the
18 mayor until the emergency has ceased, or until the board of police commissioners
19 takes charge of such matter.]

20

[84.220. Any officer or servant of the mayor or common council or
2 municipal assembly of the said cities, or other persons whatsoever, who shall

3 forcibly resist or obstruct the execution or enforcement of any of the provisions
4 of sections 84.010 to 84.340 or relating to the same, or who shall disburse any
5 money in violation thereof, or who shall hinder or obstruct the organization or
6 maintenance of said board of police, or the police force therein provided to be
7 organized and maintained, or who shall maintain or control any police force other
8 than the one therein provided for, or who shall delay or hinder the due
9 enforcement of sections 84.010 to 84.340 by failing or neglecting to perform the
10 duties by said sections imposed upon him, shall be liable to a penalty of one
11 thousand dollars for each and every offense, recoverable by the boards by action
12 at law in the name of the state, and shall forever thereafter be disqualified from
13 holding or exercising any office or employment whatsoever under the mayor or
14 common council or municipal assembly of said cities, or under sections 84.010
15 to 84.340; provided, however, that nothing in this section shall be construed to
16 interfere with the punishment, under any existing or any future laws of this state,
17 of any criminal offense which shall be committed by the said parties in or about
18 the resistance, obstruction, hindrance, conspiracy, combination or disbursement
19 aforesaid.]
20

2 [140.660. The state tax commission shall prescribe the forms of all
3 certificates, blanks and books required under the provisions of this law and shall,
4 with the advice of the attorney general, decide all questions that arise in reference
5 to the true construction or interpretation of this law, or any part thereof, with
6 reference to the powers and duties of county or township tax officers, and the
7 decision shall have force and effect until modified or annulled by the judgment
 or decree of a court of competent jurisdiction.]

✓