

SECOND REGULAR SESSION

# SENATE BILL NO. 1066

91ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR KLINDT.

Read 1st time January 30, 2002, and 1,000 copies ordered printed.

TERRY L. SPIELER, Secretary.

4353S.021

## AN ACT

To repeal section 590.120, RSMo, relating to peace officers standards and training, and to enact in lieu thereof two new sections relating to the same subject.

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

Section A. Section 590.120, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 590.120 and 590.160, to read as follows: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 **[nine]** **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 member 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 police chiefs, three members shall be sheriffs, one member shall represent a state law enforcement agency covered by the provisions of this chapter, and one member shall be a chief executive officer of a certified training academy, **one member shall be from the administration of the department of corrections, and one member shall be from a statewide association of corrections officers having membership in excess of one thousand corrections officers.** The public member shall be at the time of appointment a registered voter; a person who is not and never has been a member of any profession certified or regulated under this chapter or the spouse of such person; and a person who does not have and never has had a material financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession certified or regulated under this chapter. Each

**EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

member of the POST commission shall have been at the time of his appointment a citizen of the United States and a resident of this state for a period of at least one year, and members who are peace officers shall be qualified as established by this chapter. No member of the POST commission serving a full term of three years may be reappointed to the POST commission until at least one year after the expiration of his most recent term.

2. Three of the original members of the POST commission shall be appointed for terms of one year, three of the original members shall be appointed for terms of two years, and three of the original members shall be appointed for terms of three years. Thereafter the terms of the members of the POST commission shall be for three years or until their successors are appointed. The director may remove any member of the POST commission for misconduct or neglect of office. Any member of the POST commission may be removed for cause by the director but such member shall first be presented with a written statement of the reasons thereof, and shall have a hearing before the POST commission if the member so requests. Any vacancy in the membership of the commission shall be filled by appointment for the unexpired term.

3. Annually the director shall appoint one of the members as chairperson. The POST commission shall meet at least twice each year as determined by the director or a majority of the members to perform its duties. A majority of the members of the POST commission shall constitute a quorum.

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

5. The POST commission shall guide and advise the director concerning duties pursuant to this chapter.

**590.160. 1. There is hereby established a "Corrections Officers Certification Program" as designed and established by the authority vested in the POST commission pursuant to section 590.120.**

**2. After July 1, 2003, corrections officers shall be designated POST certified corrections officers (CCO) upon successful completion of a course of instruction established by the POST commission.**

**3. Corrections officers shall be certified corrections officers to be eligible for promotion and increased pay benefits after July 1, 2003.**

**4. Corrections officers employed by the department of corrections on or before July 1, 2003, shall be certified corrections officers as determined by the POST commission.**