

FIRST REGULAR SESSION

SENATE BILL NO. 383

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR KOSTER.

Read 1st time January 25, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

1516S.011

AN ACT

To repeal section 56.823, RSMo, and to enact in lieu thereof one new section relating to creditable service within the prosecuting attorneys and circuit attorneys' retirement system.

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

Section A. Section 56.823, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 56.823, to read as follows:

56.823. 1. Any prosecuting attorney or circuit attorney who becomes a member of the system [on the effective date of the establishment of the system] shall be given full credit for prior service as prosecuting attorney or circuit attorney in this state [and seventy-five percent credit for prior service as an assistant prosecuting or assistant circuit attorney in this state for such time as the individual expended sixty percent of the individual's time or more fulfilling prosecutorial duties].

2. [Notwithstanding any other provision of law, any prosecuting attorney or circuit attorney who is serving as such on August 28, 1993, who also served as a prosecuting attorney or circuit attorney prior to the establishment of the system shall be allowed creditable prior service for the service that was performed prior to the establishment of the system.] **Any prosecuting attorney or circuit attorney who becomes a member of the system and who also served as an assistant prosecuting attorney or as an assistant circuit attorney in this state shall be given seventy-five percent credit, not to exceed a total maximum credit of four years for prior service as an assistant prosecuting attorney or assistant circuit attorney in this state, for such time as the individual expended sixty percent of the individual's time**

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

19 **or more fulfilling prosecutorial duties.**

20 3. [Notwithstanding any other provision of law, any prosecuting attorney
21 or circuit attorney who was not a member of the system on the effective date of
22 the establishment of the system but who is serving as such on August 28, 1996,
23 and who also served as an assistant prosecuting attorney or as an assistant
24 circuit attorney prior to the establishment of the system and who expended at
25 least sixty percent of the time as an assistant prosecuting attorney or as an
26 assistant circuit attorney fulfilling prosecutorial duties shall be allowed creditable
27 prior service for seventy-five percent of such service as an assistant prosecuting
28 attorney or as an assistant circuit attorney that was performed prior to the
29 establishment of the system.

30 4.] All such prior service shall be established to the satisfaction of the
31 board.

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Bill

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