

FIRST REGULAR SESSION

SENATE BILL NO. 83

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DIXON.

Pre-filed December 1, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0434S.011

AN ACT

To repeal section 488.2206, RSMo, and to enact in lieu thereof one new section relating to court surcharges collected for the construction and maintenance of judicial facilities.

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

Section A. Section 488.2206, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 488.2206, to read as follows:

488.2206. 1. In addition to all court fees and costs prescribed by law, a
2 surcharge of up to ten dollars shall be assessed as costs in each court proceeding
3 filed in any court within **[the thirty-first judicial circuit] any judicial circuit**
4 **composed of a single noncharter county** in all **civil and** criminal cases
5 including violations of any county or municipal ordinance or any violation of a
6 criminal or traffic law of the state, including an infraction, except that no such
7 surcharge shall be collected in any proceeding in any court when the proceeding
8 or defendant has been dismissed by the court or when costs are to be paid by the
9 state, county, or municipality. For violations of the general criminal laws of the
10 state or county ordinances, no such surcharge shall be collected unless it is
11 authorized, by order, ordinance, or resolution by the county government where
12 the violation occurred. For violations of municipal ordinances, no such surcharge
13 shall be collected unless it is authorized by order, ordinance, or resolution by the
14 municipal government where the violation occurred. Such surcharges shall be
15 collected and disbursed by the clerk of each respective court responsible for
16 collecting court costs in the manner provided by sections 488.010 to 488.020, and
17 shall be payable to the treasurer of the political subdivision authorizing such
18 surcharge, **who shall deposit the funds in a separate account known as**

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

19 **the "justice center fund", to be established and maintained by the**
20 **political subdivision.**

21 2. Each county or municipality shall use all funds received pursuant to
22 this section only to pay for the costs associated with the land assemblage and
23 purchase, **planning**, construction, maintenance, and operation of any county or
24 municipal judicial facility **or justice center** including, but not limited to,
25 **architectural, engineering, and other plans and studies**, debt service,
26 utilities, maintenance, and building security. The county or municipality shall
27 maintain records identifying [such operating costs, and any moneys not needed
28 for the operating costs of the county or municipal judicial facility shall be
29 transmitted quarterly to the general revenue fund of the county or municipality
30 respectively] **all funds received and expenditures made from their**
31 **respective center funds.**

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Bill

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