

SECOND REGULAR SESSION

HOUSE BILL NO. 1065

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BAKER (Sponsor), DAVIS (122) AND RECTOR (Co-sponsors).

Read 1st time January 13, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3787L.011

AN ACT

To repeal section 488.2275, RSMo, and to enact in lieu thereof one new section relating to surcharges in criminal cases.

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

Section A. Section 488.2275, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 488.2275, to read as follows:

488.2275. 1. In addition to all other court costs prescribed by law, a surcharge of ten dollars shall be assessed as costs in each court proceeding filed in any court in the state located within a county of the first classification with a population of at least two hundred thousand inhabitants which does not adjoin any other county of the first classification, **and in any county of the first classification having a population of at least eighty-two thousand inhabitants, but less than eighty-two thousand one hundred inhabitants**, in all criminal cases including violations of any county ordinance or any violation of criminal or traffic laws of the state, including infractions, except that no such surcharge shall be collected in any proceeding involving a violation of an ordinance or state law in any court when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. For violations of the general criminal laws of the state or county ordinances, no such surcharge shall be collected unless it is authorized by the county government where the violation occurred. For violations of municipal ordinances, no such surcharge shall be collected unless it is authorized by the municipal government where the violation occurred. Such surcharges shall be collected and disbursed as provided by sections 488.010 to 488.020 and shall be payable to the treasurer of the county where the violation occurred.

2. Each county shall use all funds received under this section only to pay for the costs associated with the operation of the county judicial facility including, but not limited to, utilities,

19 maintenance and building security. The county shall maintain records identifying such operating
20 costs, and any moneys not needed for the operating costs of the county judicial facility shall be
21 transmitted quarterly to the general revenue fund of the county.