

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 798
92ND GENERAL ASSEMBLY

Reported from the Committee on the Judiciary and Civil and Criminal Jurisprudence, April 15, 2004, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

2495S.06C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to civil case surcharges.

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

Section A. Section 488.429, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 488.429, to read as follows:

488.429. 1. Moneys collected pursuant to section 488.426 shall be payable to the judges of the circuit court, en banc, of the county from which such surcharges were collected, or to such person as is designated by local circuit court rule as treasurer of said fund, and said fund shall be applied and expended under the direction and order of the judges of the circuit court, en banc, of any such county for the maintenance and upkeep of the law library maintained by the bar association in any such county, or such other law library in any such county as may be designated by the judges of the circuit court, en banc, of any such county; provided, that the judges of the circuit court, en banc, of any such county, and the officers of all courts of record of any such county, shall be entitled at all reasonable times to use the library to the support of which said funds are applied.

2. In [any county of the first classification without a charter form of government and with a population of at least two hundred thousand] **addition**, such fund may also be applied and expended for that county's or circuit's family services and justice fund.

3. In any county [of the third classification without a township form of government and with more than forty thousand eight hundred but less than forty thousand nine hundred inhabitants, in any county of the third classification without a

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

18 township form of government and with more than forty thousand four hundred but less
19 than forty thousand five hundred inhabitants, in any county of the third classification
20 without a township form of government and with more than thirteen thousand four
21 hundred but less than thirteen thousand five hundred inhabitants, in any county of the
22 third classification without a township form of government and with more than thirteen
23 thousand five hundred but less than thirteen thousand six hundred inhabitants, in any
24 county of the third classification without a township form of government and with more
25 than twenty-three thousand two hundred fifty but less than twenty-three thousand three
26 hundred fifty inhabitants, in any county of the third classification without a township
27 form of government and with more than eleven thousand seven hundred fifty but less
28 than eleven thousand eight hundred fifty inhabitants, in any county of the third
29 classification without a township form of government and with more than thirty-seven
30 thousand two hundred but less than thirty- seven thousand three hundred inhabitants,
31 in any county of the fourth classification with more than fifty-five thousand six hundred
32 but less than fifty-five thousand seven hundred inhabitants, or in any county of the first
33 classification with more than ninety-three thousand eight hundred but less than
34 ninety-three thousand nine hundred inhabitants] **other than a county on the**
35 **nonpartisan court plan**, such fund may also be applied and expended for courtroom
36 renovation and technology enhancement [in those counties], **or for debt service on**
37 **county bonds for such renovation or enhancement projects.**

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