

SECOND REGULAR SESSION

HOUSE BILL NO. 2084

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SKAGGS.

Read 1st time February 12, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5051L.01I

AN ACT

To repeal section 488.2275, RSMo, and to enact in lieu thereof one new section relating to a surcharge 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Section A. Section 488.2275, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 488.2275, to read as follows: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, and in any county of the first classification with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants, **and in any county of the first classification with more than one hundred eighty-four thousand but fewer than one hundred eighty-eight thousand 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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 government where the violation occurred. For violations of municipal ordinances, no such
17 surcharge shall be collected unless it is authorized by the municipal government where the
18 violation occurred. Such surcharges shall be collected and disbursed as provided by sections
19 488.010 to 488.020 and shall be payable to the treasurer of the county where the violation
20 occurred.

21 2. Each county shall use all funds received under this section only to pay for the costs
22 associated with the operation of the county judicial facility including, but not limited to, utilities,
23 maintenance and building security. The county shall maintain records identifying such operating
24 costs, and any moneys not needed for the operating costs of the county judicial facility shall be
25 transmitted quarterly to the general revenue fund of the county.

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