

FIRST REGULAR SESSION

# HOUSE BILL NO. 558

## 103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HOVIS.

1459H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal sections 57.952, 57.955, and 488.024, RSMo, and to enact in lieu thereof three new sections relating to the sheriffs' retirement system.

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

Section A. Sections 57.952, 57.955, and 488.024, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 57.952, 57.955, and 488.024, to read as follows:

57.952. 1. There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of **[a] the board** ~~[of directors]~~ as described in section 57.958. The board ~~[of directors]~~ shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. The general assembly and the governing body of a county may appropriate funds for deposit in the sheriffs' retirement fund. If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.955. 1. There shall be assessed and collected a surcharge of three dollars in all civil actions filed in the courts of this state ~~[and in all criminal cases including violation of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be~~

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.

5 ~~paid by the state, county or municipality or when a criminal proceeding or the defendant has~~  
6 ~~been dismissed by the court. For purposes of this section, the term "county ordinance" shall~~  
7 ~~not include any ordinance of the city of St. Louis].~~ The clerk responsible for collecting court  
8 costs in civil [~~and criminal~~] cases, shall collect and disburse such amounts as provided by  
9 sections 488.010 to 488.020. Such funds shall be payable to the sheriffs' retirement fund.  
10 Moneys credited to the sheriffs' retirement fund shall be used only for the purposes provided  
11 for in sections 57.949 to 57.997 and for no other purpose.

12 2. The board may accept gifts, donations, grants and bequests from public or private  
13 sources to the sheriffs' retirement fund.

488.024. As provided by section 57.955, there shall be assessed and collected a  
2 surcharge of three dollars in all civil actions filed in the courts of this state [~~and in all criminal~~  
3 ~~cases including violation of any county ordinance or any violation of criminal or traffic laws~~  
4 ~~of this state, including infractions, but no such surcharge shall be assessed when the costs are~~  
5 ~~waived or are to be paid by the state, county or municipality or when a criminal proceeding or~~  
6 ~~the defendant has been dismissed by the court. For purposes of this section, the term "county~~  
7 ~~ordinance" shall not include any ordinance of the City of St. Louis]. The clerk responsible for  
8 collecting court costs in civil [~~and criminal~~] cases shall collect and disburse such amounts as  
9 provided by sections 488.010 to 488.020. Such funds shall be payable to the sheriffs'  
10 retirement fund.~~

✓