

SECOND REGULAR SESSION

SENATE BILL NO. 628

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAEFER.

Read 1st time January 9, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

4557S.02I

AN ACT

To repeal section 488.5026, RSMo, and to enact in lieu thereof one new section relating to a surcharge in certain criminal cases.

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

Section A. Section 488.5026, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 488.5026, to read as follows:

488.5026. 1. Upon approval of the governing body of a city, county, or a
2 city not within a county, a surcharge of two dollars shall be assessed as costs in
3 each court proceeding filed in any court in any city, county, or city not within a
4 county adopting such a surcharge, in all criminal cases including violations of any
5 county ordinance or any violation of criminal or traffic laws of the state, including
6 an infraction and violation of a municipal ordinance; except that no such fee shall
7 be collected in any proceeding in any court when the proceeding or the defendant
8 has been dismissed by the court or when costs are to be paid by the state, county,
9 or municipality. A surcharge of two dollars shall be assessed as costs in a
10 juvenile court proceeding in which a child is found by the court to come within
11 the applicable provisions of subdivision (3) of subsection 1 of section 211.031.

12 2. Notwithstanding any other provision of law, the moneys collected by
13 clerks of the courts pursuant to the provisions of subsection 1 of this section shall
14 be collected and disbursed in accordance with sections 488.010 to 488.020, and
15 shall be payable to the treasurer of the governmental unit authorizing such
16 surcharge.

17 3. The treasurer shall deposit funds generated by the surcharge into the
18 "Inmate **Prisoner Detainee** Security Fund". Funds deposited shall be utilized
19 to **acquire and** develop biometric verification systems **and information**
20 **sharing** to ensure that inmates, **prisoners, or detainees in a holding cell**

21 **facility or other detention facility or area which hold persons detained**
22 **only for a shorter period of time after arrest or after being formally**
23 **charged** can be properly identified **upon booking** and tracked within **the local**
24 **law enforcement administration system, criminal justice administration**
25 **system, or** the local jail system. Upon the installation of the **information**
26 **sharing or** biometric verification system, funds in the inmate **prisoner**
27 **detainee** security fund may **also** be used for the maintenance, **repair, and**
28 **replacement** of the **information sharing or** biometric verification system, and
29 **also** to pay for any expenses related to **detention**, custody, and housing and
30 other expenses for **inmates, prisoners, and detainees.**

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Bill

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