

FIRST REGULAR SESSION

# SENATE BILL NO. 262

99TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR MUNZLINGER.

Read 1st time January 9, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

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## AN ACT

To amend supreme court rule 52.06, for the purpose of modifying procedures for the dismissal of a claim due to misjoinder where venue does not exist.

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

Section A. Missouri supreme court rule 52.06 is amended to read as follows:

52.06. Misjoinder of parties is not ground for dismissal of an action. Parties may be dropped or added by order of the court on motion of any party or of its own initiative at any stage of the action and on such terms as are just. Any claim against a party may be severed and proceeded with separately. **If a plaintiff or defendant is deemed misjoined pursuant to supreme court rule 52.05(c), that plaintiff or defendant shall be severed from the action and the claims shall be transferred to a county in which venue exists. If there is no county in Missouri in which venue exists, the claims shall be dismissed.**

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