

SENATE BILL NO. 1209

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR MAY.

5791S.011

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 488.426, RSMo, and to enact in lieu thereof one new section relating to court filing surcharges.

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

Section A. Section 488.426, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 488.426,
3 to read as follows:

488.426. 1. The judges of the circuit court, en banc,
2 in any circuit in this state may require any party filing a
3 civil case in the circuit court, at the time of filing the
4 suit, to deposit with the clerk of the court a surcharge in
5 addition to all other deposits required by law or court
6 rule. Sections 488.426 to 488.432 shall not apply to
7 proceedings when costs are waived or are to be paid by the
8 county or state or any city.

9 2. The surcharge in effect on August 28, 2001, shall
10 remain in effect until changed by the circuit court. The
11 circuit court in any circuit, except the circuit court in
12 Jackson County or the circuit court in any circuit that
13 reimburses the state for the salaries of family court
14 commissioners under and pursuant to section 487.020, may
15 change the fee to any amount not to exceed fifteen dollars.
16 The circuit court in Jackson County, **the circuit court in**
17 **the city of St. Louis**, or the circuit court in any circuit
18 that reimburses the state for the salaries of family court

19 commissioners under and pursuant to section 487.020 may
20 change the fee to any amount not to exceed twenty dollars.
21 A change in the fee shall become effective and remain in
22 effect until further changed.

23 3. Sections 488.426 to 488.432 shall not apply to
24 proceedings when costs are waived or are paid by the county
25 or state or any city.

26 4. In addition to any fee authorized by subsection 1
27 of this section, any county of the first classification with
28 more than one hundred one thousand but fewer than one
29 hundred fifteen thousand inhabitants may impose an
30 additional fee of ten dollars excluding cases concerning
31 adoption and those in small claims court. The provisions of
32 this subsection shall expire on December 31, 2019.

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