

SENATE BILL NO. 1217

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

5802S.01H

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal section 512.020, RSMo, and to enact in lieu thereof one new section relating to civil actions.

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

Section A. Section 512.020, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 512.020,
3 to read as follows:

512.020. Any party to a suit aggrieved by any judgment
2 of any trial court in any civil cause from which an appeal
3 is not prohibited by the constitution, nor clearly limited
4 in special statutory proceedings, may take his or her appeal
5 to a court having appellate jurisdiction from any:

6 (1) Order granting a new trial;

7 (2) Order refusing to revoke, modify, or change an
8 interlocutory order appointing a receiver or receivers, or
9 dissolving an injunction;

10 (3) Order granting or denying class action
11 certification provided that [:

12 (a) The court of appeals, in its discretion, permits
13 such an appeal; and

14 (b)] an appeal of such an order shall not stay
15 proceedings in the **trial** court unless the judge or the court
16 of appeals so orders;

17 (4) Interlocutory judgments in actions of partition
18 which determine the rights of the parties; or

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 (5) Final judgment in the case or from any special
20 order after final judgment in the cause; but a failure to
21 appeal from any action or decision of the court before final
22 judgment shall not prejudice the right of the party so
23 failing to have the action of the trial court reviewed on an
24 appeal taken from the final judgment in the case.

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