

SECOND REGULAR SESSION

[PERFECTED]

# SENATE BILL NO. 945

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR MAY.

4883S.01P

KRISTINA MARTIN, 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Section A. Section 488.426, RSMo, is repealed and one new  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, **the circuit court in the city of St. Louis**,  
13 or the circuit court in any circuit that reimburses the  
14 state for the salaries of family court commissioners under  
15 and pursuant to section 487.020, may change the fee to any  
16 amount not to exceed fifteen dollars. The circuit court in

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

17 Jackson County, **the circuit court in the city of St. Louis,**  
18 or the circuit court in any circuit that reimburses the  
19 state for the salaries of family court commissioners under  
20 and pursuant to section 487.020 may change the fee to any  
21 amount not to exceed twenty dollars. A change in the fee  
22 shall become effective and remain in effect until further  
23 changed.

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

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

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