

FIRST REGULAR SESSION

HOUSE BILL NO. 58

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WALTON GRAY.

0265L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to traffic offenses.

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

Section A. Chapter 304, RSMo, is amended by adding thereto one new section, to be
2 known as section 304.825, to read as follows:

**304.825. Notwithstanding any other provision of law, upon motion of the defendant,
2 if the court finds that the defendant is indigent or is without sufficient disposable income
3 to pay restitution, court costs, fees, expenses, or fines in whole or in installments over a
4 period of one year, the court of jurisdiction shall be required to consider sentencing the
5 defendant to perform community service under such conditions as may be established by
6 the court, in lieu of paying restitution, court costs, fees, expenses, or fines, for all traffic
7 offenses deemed infractions or class C misdemeanors under this chapter or violations of
8 any ordinance or political subdivision of this state. If a person is not indigent, the court
9 of jurisdiction may offer community service in lieu of a fine for such offenses; however, the
10 defendant shall be responsible for paying all court costs, fees, and expenses. Once a
11 defendant is sentenced to perform community service in lieu of paying a fine under the
12 provisions of this section, he or she shall be ineligible for a community service sentence for
13 future traffic offenses within the same jurisdiction within the twelve-month time period
14 following the date of the traffic offense for which community service was ordered.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.