

(Vetoed by the Governor)

This bill changes the laws regarding courts. In its main provisions, the bill:

(1) Allows Buchanan County to prosecute and punish violations of its county orders in the Circuit Court of Buchanan County or in the county municipal court if the creation of a county municipal court is approved by order of the Buchanan County Commission;

(2) Allows the presiding judge of a circuit with a diagnostic and reception center operated by the Department of Corrections and a mental health facility operated by the Department of Mental Health as of January 1, 2015, that houses individuals found not guilty of a crime by reason of mental disease or defect and provides sex offender rehabilitation and treatment services to appoint a circuit court marshal;

(3) Requires, by September 1, 2015, the presiding judge of a circuit court in which a municipal division is located to report its name and address and any other requested information to the Clerk of the Missouri Supreme Court on a standardized form developed by the clerk. If a municipality elects to abolish or establish a municipal division, the presiding judge of the circuit court in which the municipal division is located must notify the clerk, and the presiding judge of any new municipal division must complete the required report within 90 days of its establishment;

(4) Creates the Jasper County Judicial Fund and requires court proceedings in the 29th Judicial Circuit to have a specified surcharge assessed in all civil cases, misdemeanor criminal cases, and felony criminal cases with certain exceptions and those moneys to be deposited into the fund. The judge may waive the assessment if the judge finds the defendant to be indigent and unable to pay the costs. Moneys in the fund must be used to pay for the costs associated with the purchase, lease, and operation of a county juvenile center and the county judicial facility. These provisions expire on August 28, 2025;

(5) Specifies that in addition to all other court costs, a surcharge of up to \$10 must be assessed in each civil and criminal proceeding, excluding violations of traffic laws or ordinances, filed in Howell County, except in any proceeding when the proceeding or defendant has been dismissed by the court or the costs are to be paid by the state, county, or municipality. For violations of the criminal laws of the state or county ordinances, including infractions, the surcharge must not be collected unless

it is authorized by the municipal government where the violation occurred. The moneys collected from the surcharge must be deposited into a justice center fund and only used for the costs associated with the land assemblage and purchase, planning, construction, maintenance, and operation of any county or municipal judicial facility or justice center. The county or municipality must maintain records identifying all surcharges and expenditures made from the fund. These provisions expire on August 28, 2025;

(6) Requires a surcharge of \$1 to be assessed in each court proceeding filed in the Ozark Regional Juvenile Detention District, consisting of the counties of Christian, Douglas, Ozark, Taney, and Wright, with specified exceptions. All funds received from the surcharge must be only used for the costs associated with the repair, maintenance, and operation of any regional juvenile detention district facility. These provisions expire on August 28, 2025; and

(7) Changes the laws regarding landlord tenant proceedings. Currently, the execution of a judgment for the purpose of restoring possession can be issued at any time after the judgment but the restoration of the property cannot occur until after the expiration of the time allowed to file an appeal. The bill specifies that the execution must be issued no sooner than 10 days after the judgment and the execution must be stayed pending an appeal if the losing party posts an appeal bond. Currently, if on any date after the date of any original trial, the defendant satisfies the judgment and pays all costs, the execution for possession of the premises must cease and be stayed. The bill requires that in order to cease and stay an execution for possession, the defendant must satisfy the judgment on any date after the date of any original trial but before the judgment becomes final. Any appeal bond to stay execution of a judgment restoring possession must be given within 10 days of an entry of judgment by the trial court. Currently, it must be given 10 days after it becomes due.