

SECOND REGULAR SESSION

# HOUSE BILL NO. 1357

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

3348H.011

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To repeal section 479.080, RSMo, and to enact in lieu thereof one new section relating to fines for municipal violations, with penalty provisions.

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

Section A. Section 479.080, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 479.080, to read as follows:

479.080. 1. In the prosecution of violations of municipal ordinances before a municipal judge, all fines and costs shall be paid to and deposited not less frequently than monthly into the municipal treasury.

2. In the prosecution of violations of municipal ordinances before an associate circuit judge, all fines shall be ~~[paid to and deposited not less frequently than monthly into the municipal treasury and]~~ **sent to the director of the department of revenue and shall be distributed annually to the schools of the county in the same manner that proceeds of all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.** All court costs shall be accounted for and remitted to the state treasury in the same manner as provided by law for costs in misdemeanor cases.

3. The supreme court by administrative rule may provide for uniform procedure, and reporting forms for the collection and transmittal of fines and costs. Until modified or otherwise provided by such administrative rule, the municipal judge, or associate circuit judge hearing and determining violations of municipal ordinances, shall cause the clerk serving his division, within the first ten days of every month, to make out a list of all the cases heard or tried before the judge during the preceding month, giving in each case the name of the defendant, the fine imposed, if any, the amount of costs, the names of defendants committed and the cases in which there was

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.

18 an application for trial de novo, respectively. Such clerk or the judge shall verify such lists and  
19 statements by affidavit, and file the same forthwith with the clerk of the municipality, who shall  
20 lay the same before the governing body or the municipality at its first session thereafter. The  
21 official collecting fines shall, within the ten days aforesaid, pay to the municipal treasurer the full  
22 amount of all fines collected by him during the preceding month if not previously paid to the  
23 municipal treasurer.

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