

FIRST REGULAR SESSION

# HOUSE BILL NO. 711

91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE GREEN (73).

Read 1<sup>st</sup> time February 8, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1861L.011

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## AN ACT

To repeal section 302.536, RSMo 2000, relating to payment of court costs and attorney fees by the department of revenue upon successful appeal of a driving while intoxicated offense, and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 302.536, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 302.536, to read as follows:

302.536. If the judge upholds the department's ruling to suspend or revoke a person's license after a hearing conducted pursuant to subsection 1 of section 302.535, and the person appeals such ruling, the department shall, **subject to annual appropriation by the general assembly**, pay any court costs and attorney fees the person incurs pursuant to such appeal if the court reverses the department's ruling to suspend or revoke such person's license.