

FIRST REGULAR SESSION

# HOUSE BILL NO. 37

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WALSH.

0517H.02I

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To repeal section 488.5050, RSMo, and to enact in lieu thereof one new section relating to surcharges for criminal cases.

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

Section A. Section 488.5050, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 488.5050, to read as follows:

488.5050. 1. In addition to any other surcharges authorized by statute, the clerk of each court of this state shall collect the surcharges provided for in subsection 2 of this section.

2. A surcharge of thirty dollars shall be assessed as costs in each circuit court proceeding filed within this state in all criminal cases in which the defendant is found guilty of a felony, except when the defendant is found guilty of a class B felony, class A felony, or an unclassified felony, under chapter 195 **or 579**, in which case, the surcharge shall be sixty dollars. A surcharge of fifteen dollars shall be assessed as costs in each court proceeding filed within this state in all other criminal cases, except for traffic violation cases in which the defendant is found guilty of a misdemeanor.

3. Notwithstanding any other provisions of law, the moneys collected by clerks of the courts pursuant to the provisions of subsection 1 of this section shall be collected and disbursed in accordance with sections 488.010 to 488.020, and shall be payable to the state treasurer.

4. The state treasurer shall deposit such moneys or other gifts, grants, or moneys received on a monthly basis into the "DNA Profiling Analysis Fund", which is hereby created in the state treasury. The fund shall be administered by the department of public safety. The moneys deposited into the DNA profiling analysis fund shall be used only by the highway patrol crime

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.

17 lab to fulfill the purposes of the DNA profiling system pursuant to section 650.052.  
18 Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the  
19 fund at the end of the biennium shall not revert to the credit of the general revenue fund.

20 5. The provisions of subsections 1 and 2 of this section shall expire on August 28, ~~[2019]~~  
21 **2029.**

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