City of Joplin — City Council Agenda Item

REQUESTED COUNCIL MEETING DATE: NOVEMBER 7, 2016

ITEM: COUNCIL BILL NO. 2016-525
ORIGINATING DEPARTMENT: FINANCE DEPARTMENT

Department Head: Leslie Haase
City Attorney: Peter Edwards
City Manager: Sam Anselm

INTRODUCTION:

This Council Bill complies with State Statute and assesses a new fee on behalf of the Sheriffs' Retirement Fund.

DISCUSSION:

The State passed Section 57.955 RSMo relating to a fee for the retirement fund of county sheriffs. This section states that in every court case with a guilty plea or a finding of guilt, an additional charge of three dollars ($3.00) shall be assessed for the Sheriffs' Retirement Fund.

Section 57.955 provides:

57.955. 1. There shall be assessed and collected a surcharge of three dollars in all civil actions filed in the courts of this state and in all criminal cases including violation of any county ordinance or any violation of criminal or traffic laws of this state, including infractions, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state, county or municipality or when a criminal proceeding or the defendant has been dismissed by the court. For purposes of this section, the term "county ordinance" shall not include any ordinance of the city of St. Louis. The clerk responsible for collecting court costs in civil and criminal cases, shall collect and disburse such amounts as provided by sections 488.010 to 488.020*. Such funds shall be payable to the sheriffs' retirement fund. Moneys credited to the sheriffs' retirement fund shall be used only for the purposes provided for in sections 57.949 to 57.997 and for no other purpose.

This ordinance change complies with state statute in assessing and collecting this fee. The collections will be sent to the State to be deposited in the Sheriffs' Retirement Fund. The fee assessment will begin on January 1, 2017.

RECOMMENDATION:

Staff recommends this Council Bill be approved on first reading.