

SECOND REGULAR SESSION

# SENATE BILL NO. 821

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAEFER.

Read 1st time February 3, 2014, and ordered printed.

TERRY L. SPIELER, Secretary.

5740S.011

## AN ACT

To repeal section 302.137, RSMo, and to enact in lieu thereof one new section relating to the motorcycle safety trust fund.

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

Section A. Section 302.137, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 302.137, to read as follows:

302.137. 1. There is hereby created in the state treasury for use by the  
2 department of public safety a fund to be known as the "Motorcycle Safety Trust  
3 Fund". All judgments collected pursuant to this section, **registration**  
4 **surcharges collected under subsection 4 of this section**, appropriations of  
5 the general assembly, federal grants, private donations and any other moneys  
6 designated for the motorcycle safety education program established pursuant to  
7 sections 302.133 to 302.138 shall be deposited in the fund. Moneys deposited in  
8 the fund shall, upon appropriation by the general assembly to the department of  
9 public safety, be received and expended by the department of public safety for the  
10 purpose of funding the motorcycle safety education program established under  
11 sections 302.133 to 302.138. Notwithstanding the provisions of section 33.080 to  
12 the contrary, any unexpended balance in the motorcycle safety trust fund at the  
13 end of any biennium shall not be transferred to the general revenue fund. **The**  
14 **state treasurer shall invest moneys in the fund in the same manner as**  
15 **surplus state funds are invested under section 30.260. Any interest and**  
16 **moneys earned on such investments shall be credited to the fund.**

17 2. In all criminal cases, including violations of any county ordinance or  
18 any violation of criminal or traffic laws of this state, including an infraction,  
19 there shall be assessed as costs a surcharge in the amount of one dollar. No such  
20 surcharge shall be collected in any proceeding involving a violation of an

21 ordinance or state law when the proceeding or defendant has been dismissed by  
22 the court or when costs are to be paid by the state, county or municipality.

23       3. Such surcharge shall be collected and distributed by the clerk of the  
24 court as provided in sections 488.010 to 488.020. The surcharge collected  
25 pursuant to this section shall be paid to the state treasury to the credit of the  
26 motorcycle safety trust fund established in this section.

27       **4. Beginning January 1, 2015, a registration surcharge in the**  
28 **amount of five dollars shall be added to each motorcycle registration**  
29 **fee charged by the department of revenue under the authority**  
30 **prescribed in this chapter for all new motorcycle registrations and all**  
31 **motorcycle registration renewals. Surcharges collected under this**  
32 **subsection shall be paid to the state treasury to the credit of the**  
33 **motorcycle safety trust fund established in this section.**

✓

Bill

Copy