SENATE BILL NO. 103

102ND GENERAL ASSEMBLY

AN ACT

To repeal section 476.055, RSMo, and to enact in lieu thereof one new section relating to court automation, with existing penalty provisions.

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

Section A. Section 476.055, RSMo, is repealed and one new
2   section enacted in lieu thereof, to be known as section 476.055,
3   to read as follows:

476.055. 1. There is hereby established in the state
2   treasury the "Statewide Court Automation Fund". All moneys
3   collected pursuant to section 488.027, as well as gifts,
4   contributions, devises, bequests, and grants received
5   relating to automation of judicial record keeping, and
6   moneys received by the judicial system for the dissemination
7   of information and sales of publications developed relating
8   to automation of judicial record keeping, shall be credited
9   to the fund. Moneys credited to this fund may only be used
10 for the purposes set forth in this section and as
11 appropriated by the general assembly. Any unexpended
12 balance remaining in the statewide court automation fund at
13 the end of each biennium shall not be subject to the
14 provisions of section 33.080 requiring the transfer of such
15 unexpended balance to general revenue; except that, any
16 unexpended balance remaining in the fund on September 1,
17 **[**2023**] 2029,** shall be transferred to general revenue.

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted
and is intended to be omitted in the law.**

18   2. The statewide court automation fund shall be

19 administered by a court automation committee consisting of

20 the following: the chief justice of the supreme court, a

21 judge from the court of appeals, four circuit judges, four

22 associate circuit judges, four employees of the circuit

23 court, **two employees who work full-time in a municipal**

24 **division of a circuit court,** the commissioner of

25 administration, two members of the house of representatives

26 appointed by the speaker of the house, two members of the

27 senate appointed by the president pro tem of the senate, the

28 executive director of the Missouri office of prosecution

29 services, the director of the state public defender system,

30 and two members of the Missouri Bar. The judge members and

31 employee members shall be appointed by the chief justice.

32 The commissioner of administration shall serve ex officio.

33 The members of the Missouri Bar shall be appointed by the

34 board of governors of the Missouri Bar. Any member of the

35 committee may designate another person to serve on the

36 committee in place of the committee member.

37   3. The committee shall develop and implement a plan

38 for a statewide court automation system. The committee

39 shall have the authority to hire consultants, review systems

40 in other jurisdictions and purchase goods and services to

41 administer the provisions of this section. The committee

42 may implement one or more pilot projects in the state for

43 the purposes of determining the feasibility of developing

44 and implementing such plan. The members of the committee

45 shall be reimbursed from the court automation fund for their

46 actual expenses in performing their official duties on the

47 committee.

48   4. Any purchase of computer software or computer

49 hardware that exceeds five thousand dollars shall be made

50 pursuant to the requirements of the office of administration
51 for lowest and best bid. Such bids shall be subject to
52 acceptance by the office of administration. The court
53 automation committee shall determine the specifications for
54 such bids.
55   5. The court automation committee shall not require
56 any circuit court to change any operating system in such
57 court, unless the committee provides all necessary
58 personnel, funds and equipment necessary to effectuate the
59 required changes. No judicial circuit or county may be
60 reimbursed for any costs incurred pursuant to this
61 subsection unless such judicial circuit or county has the
62 approval of the court automation committee prior to
63 incurring the specific cost.
64   6. Any court automation system, including any pilot
65 project, shall be implemented, operated and maintained in
66 accordance with strict standards for the security and
67 privacy of confidential judicial records. Any person who
68 knowingly releases information from a confidential judicial
69 record is guilty of a class B misdemeanor. Any person who,
70 knowing that a judicial record is confidential, uses
71 information from such confidential record for financial gain
72 is guilty of a class E felony.
73   7. On the first day of February, May, August and
74 November of each year, the court automation committee shall
75 file a report on the progress of the statewide automation
76 system with:
77   (1) The chair of the house budget committee;
78   (2) The chair of the senate appropriations committee;
79   (3) The chair of the house judiciary committee; and
80   (4) The chair of the senate judiciary committee.

81   8. Section 488.027 shall expire on September 1, **[**2023**]**
82 **2029.** The court automation committee established pursuant
83 to this section may continue to function until completion of
84 its duties prescribed by this section**[, but shall complete**
85 **its duties prior to September 1, 2025.**
86   9. This section shall expire on September 1, 2025**].**

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