

By: Representative Reeves

To: Judiciary A

HOUSE BILL NO. 683

1 AN ACT TO CHARGE AN ADDITIONAL ONE DOLLAR FEE IN ALL CIVIL
2 CASES; TO REQUIRE THE CLERK OF ANY COURT TO COLLECT THE ADDITIONAL
3 FEE AND DEPOSIT ALL SUCH FEES COLLECTED WITH THE STATE TREASURER;
4 TO REQUIRE THE STATE TREASURER TO DEPOSIT THE COLLECTED FEE INTO
5 THE COMMISSION ON JUDICIAL PERFORMANCE FUND; TO CREATE THE
6 "COMMISSION ON JUDICIAL PERFORMANCE FUND"; AND FOR RELATED
7 PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** (1) In addition to any other fees or costs now
10 or as may hereafter be provided by law, there is hereby charged in
11 all civil cases in the chancery, circuit, county, justice and
12 municipal courts of this state a judicial performance cost in the
13 amount of One Dollar (\$1.00), except in justice court cases where
14 the amount sued for is less than Fifteen Dollars (\$15.00). Such
15 cost shall be collected by the clerk or judicial officer from the
16 party bringing the civil action at the time of filing and taxed as
17 costs.

18 (2) It shall be the duty of the clerk of any court to
19 promptly collect the costs imposed pursuant to the provisions of
20 subsection (1) of this section. In all cases, the clerk shall
21 monthly deposit all such costs so collected with the State
22 Treasurer either directly or by other appropriate procedures. All
23 such deposits shall be clearly marked for the Commission on
24 Judicial Performance Fund. Upon receipt of such deposits, the
25 State Treasurer shall credit any amounts so deposited to the
26 Commission on Judicial Performance Fund created pursuant to
27 subsection (3) of this section.

28 (3) Assessments collected under subsection (2) of this
29 section shall be deposited in a special fund created by the State

30 Treasury and designated the "Commission on Judicial Performance
31 Fund." Monies deposited in the fund shall be expended by the
32 Commission on Judicial Performance as authorized and appropriated
33 by the Legislature to defray the cost of performing the duties
34 granted to the commission by the Mississippi Constitution of 1890.

35 **SECTION 2.** This act shall take effect and be in force from
36 and after July 1, 2004.