

By: Representative Watson

To: Judiciary A; Ways and Means

HOUSE BILL NO. 383

1 AN ACT TO AMEND SECTION 99-19-72, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE FILING FEE FOR A PETITION TO EXPUNGE AN OFFENSE; TO
3 PROVIDE THAT A CERTAIN AMOUNT OF THE FEE SHALL BE DEPOSITED INTO
4 THE MISSISSIPPI CENTER FOR LEGAL SERVICES CORPORATION FUND; AND
5 FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 99-19-72, Mississippi Code of 1972, is
8 amended as follows:

9 99-19-72. (1) A filing fee of * * * One Hundred Fifty-two
10 Dollars (\$152.00) is hereby levied on each petition to expunge an
11 offense under Section 99-19-71 to be collected by the circuit
12 clerk and distributed as follows:

13 (a) One Hundred Dollars (\$100.00) to be deposited into
14 the Judicial System Operation Fund;

15 (b) Forty Dollars (\$40.00) to be deposited into the
16 District Attorneys Operation Fund; and

17 (c) Ten Dollars (\$10.00) to be retained by the circuit
18 clerk collecting the fee for administration purposes * * * and



19 (d) Two Dollars (\$2.00) to be deposited into the
20 Mississippi Center for Legal Services Corporation Fund.

21 (2) From and after July 1, 2016, the expenses of district
22 attorneys shall be defrayed by appropriation from the State
23 General Fund and all user charges and fees authorized by
24 paragraphs (a) and (b) of subsection (1) of this section shall be
25 deposited into the State General Fund as authorized by law and as
26 determined by the State Fiscal Officer, and charges and fees
27 authorized by paragraph (c) of subsection (1) of this section
28 shall be retained by the circuit clerks for expenditures
29 authorized by law.

30 **SECTION 2.** There is created in the State Treasury a special
31 fund designated as the Mississippi Center for Legal Services
32 Corporation Fund. The funds shall be administered by the
33 Mississippi Center for Legal Services Corporation to the various
34 legal service centers throughout the state. The fund shall
35 consist of monies deposited therein as provided in Section 1 of
36 this act and monies from any other source designated for deposit
37 into the fund. The Mississippi Center for Legal Services
38 Corporation Fund may also accept monies from any public or private
39 source for deposit into the fund. Money remaining in the fund at
40 the end of the fiscal year shall not lapse into the State General
41 Fund, and any interest earned from the investment of monies in the
42 fund shall be deposited to the credit of the fund.



43 **SECTION 3.** This act shall take effect and be in force from
44 and after July 1, 2018.

