

# Senate Study Bill 201

## Conference Committee Text

PAG LIN

1 1 Section 1. NEW SECTION. 331.430A COURTHOUSE SECURITY  
1 2 FUND.  
1 3 1. A courthouse security fund is created in each county.  
1 4 The fund shall consist of receipts of courthouse security fees  
1 5 taxed and collected by the clerk of the district court and  
1 6 paid to the county treasurer. The fund shall be administered  
1 7 by the county sheriff to provide for the salaries, benefits,  
1 8 equipment, and training of security staff and for the purchase  
1 9 and maintenance of security equipment for the courthouse.  
1 10 Expenditures from the fund are subject to approval of the  
1 11 board of supervisors.  
1 12 2. Moneys in the courthouse security fund shall be used  
1 13 for security-related expenditures including, but not limited  
1 14 to, the purchase and maintenance of x-ray machines and  
1 15 conveying systems; handheld metal detectors; walk-through  
1 16 metal detectors; identification cards and systems; electronic  
1 17 locking and surveillance equipment; salaries, benefits,  
1 18 uniforms, firearms, training, and other necessary equipment  
1 19 for the performance of duties for deputy sheriffs assigned to  
1 20 courthouse security detail; signage; evidence security and  
1 21 inventory systems; and security hardware and equipment  
1 22 necessary or commonly used in video arraignment systems.  
1 23 3. The courthouse security fee shall be taxed pursuant to  
1 24 sections 625.8A and 815.14 as a court cost by the clerk of the  
1 25 district court to each civil action filed in the district  
1 26 court and each criminal complaint, indictment, or citation if  
1 27 the defendant is convicted or pleads guilty to the offense  
1 28 contained in the complaint, indictment, or citation.  
1 29 4. The courthouse security fee shall not be taxed as a  
1 30 court cost for a parking violation.  
1 31 Sec. 2. NEW SECTION. 625.8A COURTHOUSE SECURITY FEE.  
1 32 1. The clerk of the district court shall tax as a court  
1 33 cost a fee of three dollars for each civil action filed in the  
1 34 district court. Except as provided in subsection 2, the fee  
1 35 shall be collected at the time that a civil action is filed.  
2 1 The revenue from the fees required by this section shall be  
2 2 deposited in the county's courthouse security fund created in  
2 3 section 331.430A.  
2 4 2. In a civil action brought by the state or a political  
2 5 subdivision of the state in which the state or the political  
2 6 subdivision of the state is a prevailing party, the fee shall  
2 7 be taxed and collected against the party which does not  
2 8 prevail. A county is not liable for payment of the courthouse  
2 9 security fee.  
2 10 Sec. 3. NEW SECTION. 815.14 COURTHOUSE SECURITY FEE.  
2 11 1. The clerk of the district court shall tax as a court  
2 12 cost the following fees, as applicable, to each criminal  
2 13 complaint, indictment, or citation filed in the district  
2 14 court, if the defendant is convicted or pleads guilty to the  
2 15 offense contained in the complaint, indictment, or citation:  
2 16 a. A fee of five dollars for each felony offense.  
2 17 b. A fee of three dollars for each misdemeanor offense or  
2 18 uniform citation and complaint issued pursuant to chapter 805  
2 19 except as provided in paragraph "c".  
2 20 c. A fee of one dollar for each uniform citation and  
2 21 complaint issued pursuant to chapter 805 for which a court

2 22 appearance is not required or requested.  
2 23 2. The revenue from the fees required by this section  
2 24 shall be deposited in the county's courthouse security fund  
2 25 created in section 331.430A. The fee shall not be taxed as a  
2 26 court cost for a parking violation.

2 27 EXPLANATION

2 28 This bill creates a courthouse security fund in each  
2 29 county. The fund is administered by the county sheriff  
2 30 subject to approval of expenditures by the board of  
2 31 supervisors. The fund shall be used for security personnel  
2 32 and equipment including, but not limited to, x-ray machines  
2 33 and conveying systems; identification cards and systems;  
2 34 electronic locking and surveillance systems; salaries,  
2 35 benefits, clothing, training, and weapons for security  
3 1 deputies; signage; evidence security and inventory systems;  
3 2 and video arraignment systems.

3 3 The courthouse security fee is \$3 for each civil case filed  
3 4 in the district court. However, the state or a political  
3 5 subdivision of the state which prevails in a civil action is  
3 6 not liable for the fee. A county is not liable for the fee in  
3 7 a civil action.

3 8 In criminal actions, the fee is \$5 for a felony; the fee is  
3 9 \$3 for misdemeanors and uniform citations and complaints  
3 10 except where a court appearance is not requested or required;  
3 11 and \$1 for uniform citations and complaints where a court  
3 12 appearance is not requested or required. The fee is not taxed  
3 13 as a court cost for a parking violation.

3 14 LSB 1694SC 76

3 15 tj/cf/24