

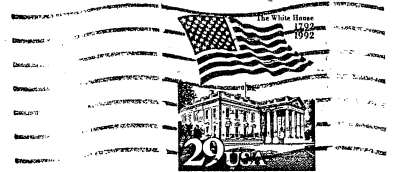


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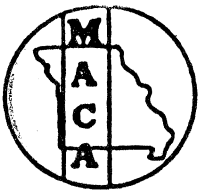
MACA Reporter

A Publication of the Missouri Association for Court Administration

1415 Chambers Rd., Dellwood, Mo. 63135



RITA BOVINETT
DELLWOOD MUNICIPAL COURT
1415 CHAMBERS RD.
DELLWOOD, MO 63135



INC

MACA Reporter

A Publication of the Missouri Association for Court Administration

VOLUME XVIII

SPRING 1993

Conference Program Update

Finishing touches are still being applied to the 1993 Court Conference, but you can be sure that we'll be ready by May 24th.

Make your room reservations now, as the deadline is **APRIL 17th**. If there is a problem with getting a room, call either Mary Ann McGrail, 314-634-6317 or your Editor Rita Bovinett, 314-521-4352 and we will try our best to get you good accommodations, but you have to call us.

Send in your Conference Registration to the University of Missouri, as that deadline is **MAY 14th**.

SPOUSE ACTIVITIES

There will be a meeting of interested spouses on Thursday morning, May 27th at 10 A.M. in the Eagles Peak to gather new ideas for spouse activities.

The Judges are adding additional time for their 1994 conference, as we have done the past two years, and they would like to form a committee to plan next year's spousal activities and they have included the spouses of the Clerks. If your spouse is interested, tell them to attend this meeting.



HOUSE

BILL

424

At our March Board of Director's meeting, Jess Ullom, Chairman of the Judges Association Legislation Committee spoke to us about the House bill, which will require the Department of Revenue to **suspend the license of Missouri drivers who fail to appear or pay fines in Municipal Courts**. This will give an enormous boost to the collections of fines by all Municipal Courts.

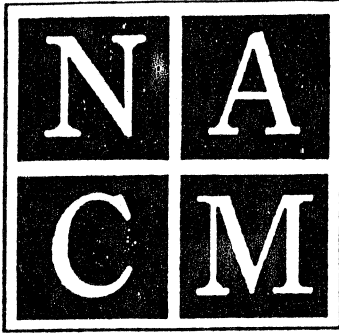
Therefore, there is a typed letter addressed to Hon. William T. Dawson Chairperson of this bill in this Newsletter. Take a few minutes to read the letter, **sign the letter, type in your city's name**, fold it so the address shows, put a stamp on it, staple and **mail it**

Also enclosed is a copy of the Resolution that MACA has adopted and sent to the proper person.

We **ALL** thank you for your help!

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NACM NEWS by Donna Johnson

I am happy to announce that I have been appointed as Conference and Planning Committee Chairperson for the NACM Regional Educational Conference to be held in St. Louis in the Spring of 1994. This is the first Regional Training that NACM has offered and I hope that all our members will make an attempt to attend this high-quality conference.

MACA will print more information in our newsletter at a later date as to the exact dates and times. I have been told that the conference fee will be \$ 125.00 for two and one-half days. NACM has acquired a grant from the State Justice Institute to put on this conference.

Eight states surrounding Missouri are targeted for attending this conference. I have included an announcement about the Conference that I received from NACM. I hope that everyone makes an attempt to budget with their court for this conference in the Spring of 1994.

Anyone who would like a membership application for NACM can contact me at (314) 428-7704 and I will mail them an application.

NACM Announces Regional Educational Conferences

Regional conferences represent a new direction for NACM and are intended to carry the NACM annual education conference "experience" to a much larger audience. The target audience includes court managers and midlevel staff who have not been able to attend the annual conference, whether as a result of time or budget constraints.

The content of each regional conference will be shaped by the regional conference planning committee. The programs will be two-and-one-half days long and patterned after the annual conference. They will feature the same high-quality sessions and faculty.

Fall 1993 Baltimore, Maryland

Target Area:

Pennsylvania, Delaware, New Jersey, Virginia, Maryland, and Washington, DC

Conference Planning Committee Chair:

Suzanne H. James
Court Administrator
Prince George's County
Upper Marlboro, Maryland

Spring 1994 St. Louis, Missouri

Target Area:

Tennessee, Illinois, Iowa, Kansas, Nebraska, Oklahoma, Arkansas, Indiana, and Missouri

Conference and Planning Committee Chair:

Donna Johnson
Court Administrator
Overland Municipal Court
Overland, Missouri

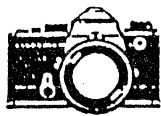
Additional details are forthcoming. Mark your calendar now!

NACM's regional conference programs are funded in part by the State Justice Institute.



NOTE: The Annual NACM Conference will be held in San Diego, California this summer, July 25-30, 1993. The Conference will be held at the Sheraton Grand Harbor Island Hotel. NACM will be mailing conference information out to its members soon.

Eleven Circuits Designated for Cameras in Courtrooms Experiment



THE SUPREME COURT has designated

eleven circuits to participate in the experiment allowing the use of cameras in Missouri trial court courtrooms pursuant to Administrative Rule 16, which was adopted on September 11, 1992.

The following circuits have been designated to participate in the two-year experiment:

First Circuit (Clark, Schuyler, and Scotland Counties); Fifth Circuit (Andrew and Buchanan Counties); Thirteenth Circuit (Boone and Callaway Counties); Sixteenth Circuit (Jackson County); Seventeenth Circuit (Cass and Johnson Counties); Nineteenth Circuit (Cole County); Twenty-first Circuit (St. Louis County); Twenty-second Circuit (St. Louis City); Twenty-third Circuit (Jefferson County);

Thirty-eighth Circuit (Christian and Taney Counties); and Forty-first Circuit (Macon and Shelby Counties).

The Supreme Court Task Force on Cameras in the Courtroom will monitor the experimental project and make recommendations regarding the project to the Supreme Court by November, 1994.

"Court Costs" Defined

THE SOUTHERN DISTRICT COURT of Appeals in *Reed v. Springfield et. al.*, provides for the first time a definition of what constitutes "court costs." According to the opinion, court costs are defined using a simple formula: (fees) + (miscellaneous litigation charges) + (surcharges) = court costs.

This definition of "court costs" was adopted by the appellate court from standards published several years ago by the Conference of State Court Administrators (COSCA). The definition was developed by a COSCA committee chaired by Missouri's State Court Administrator, Jane Hess. The Southern District, in its written case opinion, not only "borrowed" the definition from the published standards but also included examples of "costs" included in the standards report. Among the examples provided are the following:

► **Fees.** Fixed charges for particular court services. Includes filing fees; motion

fees; certificate fees and jury fees.

► **Miscellaneous Charges.** Amounts which often vary from case to case and are assessed for services relating to the process of litigation. Includes such things as sheriff's fees and mileage for service of process; per page rates for transcripts; and juror and witness mileage expenses.

► **Surcharges.** Amounts added to fines, fees or costs for designated purposes. Examples are law library funds; domestic shelter funds; certain retirement funds; funds for indigent defenses; crime victims' funds; funds identified for departments of health and social services; law enforcement or prosecutors' training funds; and other similar funds as provided by law.



PEOPLE, PLACES, & EVENTS

ATTENTION ST. LOUIS
MACA MEMBERS

Did you know that there is a great organization right in your own backyard?

This organization is for the support of all Court Clerks in the performance of their jobs.

What is this organization called? **MSLACA, METROPOLITAN ST. LOUIS ASSOCIATION FOR COURT ADMINISTRATION.**

Our meetings are held each month at Joe Hanons' Restaurant, I 270 & Dorsett Road, except the summer mons.

If you are interested in becoming a member, please contact me at 314-921-3322.

Anna Davis
MSLACA President

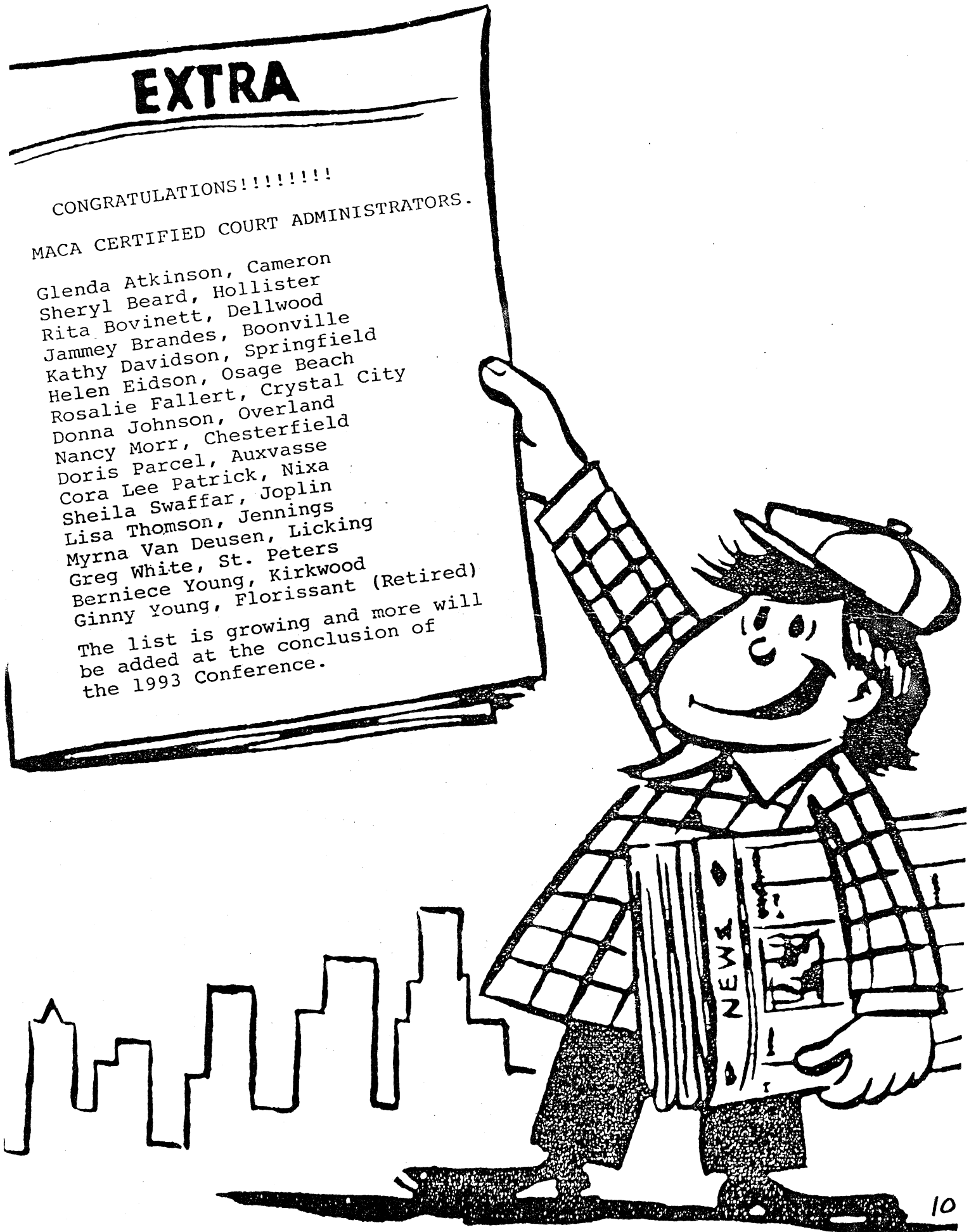
EXTRA

CONGRATULATIONS!!!!!!!

MACA CERTIFIED COURT ADMINISTRATORS.

- Glenda Atkinson, Cameron
- Sheryl Beard, Hollister
- Rita Bovinett, Dellwood
- Jammy Brandes, Boonville
- Kathy Davidson, Springfield
- Helen Eidson, Osage Beach
- Rosalie Fallert, Crystal City
- Donna Johnson, Overland
- Nancy Morr, Chesterfield
- Doris Parcel, Auxvasse
- Cora Lee Patrick, Nixa
- Sheila Swaffar, Joplin
- Lisa Thomson, Jennings
- Myrna Van Deusen, Licking
- Greg White, St. Peters
- Berniece Young, Kirkwood
- Ginny Young, Florissant (Retired)

The list is growing and more will be added at the conclusion of the 1993 Conference.





MISSOURI ASSOCIATION FOR COURT ADMINISTRATION

April 20, 1993

Dear MACA Member:

Enclosed are proposed By-Law changes that were submitted by members and will be voted on at the Annual Conference in May.

This is a special mailing, due to the fact that the Amendments were received after the MACA Reporter was mailed out.

Lisa M. Thomson
President-Elect
Chairman, By-Laws Committee

AMENDMENT I

Proposed Amendment to the By-Laws of the Missouri Association for Court Administration.

Pursuant to ARTICLE IX: AMENDMENTS the following amendments are proposed:

ARTICLE V: EXECUTIVE BOARD

Section 2. Number. shall be deleted and replaced with the following Section 2.

Section 2. Number. The Executive Board shall Consist of seventeen active members; Six Officers and Eleven Representatives. The Board will be constituted as follows:

- A. The six Officers as defined in Article IV of these By-Laws.
- B. There must be eleven Representatives, one Representative from each Region and one Representative-At-Large. The ten Regions are defined as follows:

Region I:	Judicial Circuits	21,22
Region II:	Judicial Circuits	20,23,24
Region III:	Judicial Circuits	32,33,34,35
Region IV:	Judicial Circuits	15,17,18,27
Region V:	Judicial Circuit	16
Region VI:	Judicial Circuits	3,4,5,6,7,8,9,43
Region VII:	Judicial Circuits	28,29,31,38,39,40
Region VIII:	Judicial Circuits	19,25,26,30
Region IX:	Judicial Circuits	1,2,10,11,12,13 14,41,45
Region X:	Judicial Circuits	36,37,42,44

Section 3. Terms. shall be deleted and replaced with the following:

Section 3. Terms. Representatives shall serve one year terms.

- A. Representatives shall take office immediately after the conclusion of the annual meeting at which they are elected.

- B. No Officer may serve consecutive terms of office in the same position except when he/she has been appointed to complete the unexpired term of a vacated position.
- C. No Representative may serve more than four consecutive terms of office except when he/she has been appointed to complete the unexpired term of a vacated office.

Effective date of the amendment shall be one year from the date of approval.

AMENDMENT II

Proposed Amendment to the By-Laws of the Missouri Association for Court Administration.

Pursuant to ARTICLE IX: AMENDMENTS the following amendment is proposed:

ARTICLE IV: OFFICERS

Section 1. Delete and replace with the following:

ARTICLE IV: OFFICERS

Section 1. The officers of this Association shall consist of,

President
President-Elect
Vice-President
Secretary
Treasurer
Immediate Past President

All officers shall be elected at the annual meeting of members. They must be a regular member of the Association. Their terms of office shall be one year, commencing at the close of the annual meeting at which they are elected and ending after one year at the close of the annual meeting.

Effective date of the amendment shall be immediately upon approval of the members.

AMENDMENT III

Proposed Amendment to the By-Laws of the Missouri Association for Court Administration.

Pursuant to ARTICLE IX: AMENDMENTS the following amendment is proposed:

ARTICLE VII: COMMITTEES

Item B. subparagraph 2. Nominations. shall be deleted and replaced with the following Item B. subparagraph 2. Nominations.

- B. 2. Nominations. As defined by Article IV of these By-Laws, the Immediate Past-President shall be the designated Chairman. The Nominating Committee shall consist of a Representative from each Region. The Executive Board shall appoint the members. Nominations for officers shall be made by this committee. They shall prepare a slate of officers to be submitted in writing to the membership at the annual meeting. Additional nominations may be made from the floor at the annual meeting.

Effective date of the amendment shall be immediately upon approval of the members.

AMENDMENT

ARTICLE IX: Amendments. Shall be deleted and replaced with the following:

ARTICLE IX: Amendments.

- a. The bylaws may be amended only by a two-thirds vote of the members entitled to vote who are present at the annual meeting.
- b. Written notice setting forth the proposed amendment shall be mailed to each member at least (30) thirty days and not more than (90) ninety days in advance of an annual meeting.
- c. Members may submit proposed changes to the bylaws to the President, Secretary, or By-Laws Chairman at least (90) ninety days prior to the annual meeting.
- d. Any amendment shall be in full force and effect immediately upon its adoption at the annual meeting, unless otherwise provided.
- e. The bylaws of the Association and related materials should be reviewed by the ByLaws committee at least annually to assure that they are applicable and in keeping with the goals and objectives of the Association.