

Definitions and Explanatory Notes

Note: Caseload figures contained in this publication are based on information provided to the Office of State Courts Administrator by the Supreme Court, Court of Appeals, and Circuit Court. Population data was supplied by the Bureau of the Census and the Missouri Office of Budget and Planning.

Chapter 517: Also referred to as associate civil cases. Civil cases heard under procedures outlined in Chapter 517, RSMo, 1986. Included are cases in which the amount in dispute does not exceed \$25,000; hardship driving; replevin; forcible entry and unlawful detainer; and landlord-tenant actions. Trials de novo, counted in the General Civil category, are permitted on cases where the amount in question is \$5,000 or less.

Civil Case: The unit of count is the petition. A single case may include multiple parties. Included in total civil cases are general civil, domestic relations, Chapter 517, and small claims cases.

Criminal Case: The unit of count is the complaint, information or indictment. A single case may include multiple defendants and/or charges. A case is not counted as disposed until all charges against all defendants have been disposed.

Included in total criminal cases are felonies, felony preliminaries, and misdemeanors. Traffic offenses are also a type of criminal case. Municipal and county ordinance cases, which are quasi-criminal matters, are included in some tables.

Disposition to Filing Ratio: Compares the number of cases disposed with the number of cases filed during the year to give an indication of how well the court is keeping up with its workload. Ratios of 1.00 or greater indicate that the court disposed at least as many cases as were filed. Ratios greater than 1.00 mean the court disposed more cases than were filed during the year, thus achieving a reduction in its pending caseload. Ratios which are less than 1.00 indicate that the court disposed fewer cases than were filed and experienced an increase in its pending caseload.

This ratio is calculated by dividing the number of cases disposed by the number of cases filed.

DMH 128: An application to the probate division for detention, evaluation and treatment of a person alleged to be mentally disordered. Involuntary detention may not exceed 96 hours. Only initial applications are counted.

DMH 132: Application for 96 hour imminent harm admission to a mental health or alcohol and drug abuse facility.

DMH 133: Application to the probate division for detention, evaluation and treatment of a voluntary patient requesting release.

DMH 8525: An application to the probate division for detention, treatment and rehabilitation of a person alleged to abuse alcohol and/or drugs. Involuntary detention may not exceed 96 hours. Only initial applications are counted.

DMH 8530: Application to the Probate Division for detention, evaluation and treatment of a voluntary patient requesting release.

DMH 8529: Application for 96 hour imminent harm admission to an alcohol and drug abuse facility.

Domestic Relations: Includes dissolution of marriage; legal separation, annulment, separate maintenance; URESA; adult abuse; motions to modify; motions for contempt in domestic relations cases; contested actions involving administrative support orders of the Department of Social Services; child protection orders; paternity; writs of habeas corpus in child custody cases; registrations of foreign domestic relations judgments; and miscellaneous domestic relations cases.

Felony: Information or indictment alleging commission of a felony offense. Includes felony cases which were reduced to misdemeanors.

Felony Preliminary: Felony complaint. If probable cause is found, the defendant is bound over for arraignment and trial. Includes felony complaints which were reduced to misdemeanors and disposed in the associate divisions.

General Civil: Also referred to as circuit civil cases. Among the specific actions included are civil cases involving amounts over \$25,000; Chapter 517, RSMo, and small claims trials de novo; administrative review cases; condemnations; extraordinary remedy cases, such as habeas corpus and injunctions; change of name cases; registrations of foreign judgment; tax actions; and motions for post conviction relief (Supreme Court Rules 24.035 and 29.15).

Juvenile: Includes both new cases and supplementary filings, additional petitions or motions to modify filed under an existing case number after a disposition has been rendered on the original petition. For statistical purposes, a juvenile case is considered disposed when a determination of the facts in the petition has been concluded and an order has been entered. The case file may remain open while the child is under the jurisdiction of the court.

The unit of count is the petition. More than one child as well as multiple allegations involving one juvenile may be included in one petition. Referrals to the juvenile officer or to the juvenile court in which no petition is filed are not included.

Juveniles are individuals under 17 years of age.

Mental Health Petition: Petition for 21 days, 30 days, 90 days or one-year involuntary detention, treatment or rehabilitation for a mental disorder or abuse of alcohol and/or drugs.

Misdemeanor: Complaint or information alleging commission of a misdemeanor offense. Includes cases originally filed in either the circuit or associate division of the Circuit Court. A request for jury trial may or may not result in the case being certified from the associate to the circuit division, depending on local practice. Non-traffic infractions are included in the misdemeanor count.

Ordinance: Municipal ordinance violation cases in which the municipality has elected to have its ordinance cases heard and determined by an associate circuit judge. Only those cases for which clerical support is provided by the state are included. Ordinance cases heard by an associate judge at a location staffed by the municipality are not reported.

The ordinance category also includes violations of county ordinances.

Pending: Pending end figures reported for one year may not equal the pending beginning figures for the next year due to pending audits conducted at the court.

Pending to Disposition Ratio: Compares the number of cases pending with the number of cases disposed. The ratio provides an estimate of the number of years that would be required to dispose all pending cases if these cases were disposed at the same rate and by the same manners of disposition as the cases disposed during the year.

Ratios of 1.00 or greater indicate that at least one year would be needed to dispose all pending cases. Ratios of less than 1.00 indicate that the pending caseload could be eliminated in under one year. For example, a ratio of 0.50 means that approximately a half year would be required to dispose all pending cases.

The pending to disposition ratio is calculated by dividing the number of cases pending at the end of the year by the number of cases disposed.

Probate: Total cases include decedents' estates; minors' guardianships and conservatorships; incapacitated/disabled persons' guardianships and conservatorships; and mental health petitions.

Small Claims: The jurisdictional limit is \$3,000. Small claims trials de novo are General Civil cases. Petitioners may not file more than six cases in one year. Clerks of the court are required to assist petitioners in filing their cases.

Traffic: Violations of state traffic laws. Does not include the more serious traffic violations, such as driving while intoxicated, leaving the scene of an accident or driving while license is suspended or revoked. These cases are reflected in the numbers of misdemeanors, felonies and felony preliminary cases.

DESCRIPTION OF TIME STANDARDS CASE TYPES

Description of Case Types

Circuit Civil:

Tort, contract, administrative review, real estate, and extraordinary remedy cases filed in the circuit divisions, associate civil and small claims trials de novo, other miscellaneous actions filed in the circuit divisions, and such other actions defined as circuit civil cases by the State Judicial Records Committee.

Domestic Relations:

Dissolution of marriage, legal separation, annulment, separate maintenance, URESA, UIFSA, adult abuse, motions to modify, motions for contempt in domestic relations cases, contested actions involving administrative support orders of the state department of social services, child protection orders, paternity, change of name, writs of habeas corpus in child custody cases, registration of foreign domestic relation judgments and such other actions defined as domestic relations cases by the State Judicial Records Committee.

Associate Civil:

Tort, contract, administrative review, landlord-tenant and small claims cases filed in the associate circuit divisions and such other actions defined as associate civil or small claims cases by the State Judicial Records Committee.

Circuit Felony:

Felony indictments and informations.

Associate Criminal:

Felony cases prior to the filing of the indictment or information, misdemeanor cases, serious traffic and serious watercraft cases, municipal trials de novo, and misdemeanor certifications.

Age Calculations

Civil:

From date of filing to date of judgment, dismissal, change of venue or other disposition.

Felony Complaints:

From date of filing to date the case was bound over or dismissed, and indictment was filed, the defendant pleaded guilty to a reduced charge, or other disposition.

Information or Indictment:

From date of filing to date of jury verdict, finding by the court, dismissal, Nolle Prosequi, change of venue or other disposition.

Periods during which a warrant was outstanding have been excluded when calculating the age of criminal cases.