

ORIGINAL SENATE
FILE NO. 0026

ENROLLED ACT NO. 43, SENATE

SIXTY-FIRST LEGISLATURE OF THE STATE OF WYOMING
2012 BUDGET SESSION

AN ACT relating to district courts; providing for an additional district court judge in the fourth judicial district; providing an appropriation and authorizing additional positions; specifying contingencies for implementing the act; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 5-3-102(a) is amended to read:

5-3-102. Number of judges; distribution among districts; concurrent jurisdiction; judicial conference to adopt rules.

(a) There shall be ~~one (1) judge of the district court in the fourth judicial district,~~ two (2) judges of the district court in the second, fourth, fifth and eighth judicial districts and three (3) judges of the district court in the first, third, sixth, seventh and ninth judicial districts. In the second judicial district, one (1) judge shall reside in Albany county and one (1) shall reside in Carbon county. In the third judicial district two (2) judges shall reside in Sweetwater county. In the fourth judicial district, one (1) judge shall reside in Sheridan county and one (1) shall reside in Johnson county. In the ninth judicial district one (1) judge shall reside in Fremont county, one (1) judge shall reside in Teton county and one (1) judge shall reside in Sublette county. All district judges in the state shall have concurrent jurisdiction throughout the state and for purposes of assignment, shall have concurrent jurisdiction throughout the state with all circuit court judges.

Section 2.

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(a) There is appropriated nine hundred sixteen thousand nine hundred fifty dollars (\$916,950.00) from the general fund to the Wyoming supreme court for the biennium beginning July 1, 2012 and ending June 30, 2014. This appropriation shall only be expended for salaries, benefits, office equipment, supplies and fees necessary to implement the office of the fourth judicial district court judge in Johnson county authorized by this act. Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2014.

(b) There are authorized four (4) full-time equivalent positions for the biennium beginning July 1, 2012 and ending June 30, 2014 to implement the purposes of this act.

Section 3. No action shall be undertaken to fill, or to begin the process of appointment for, the judicial position authorized under this act until the chief justice of the Wyoming supreme court certifies in writing to the joint appropriations interim committee that suitable facilities in Johnson county are available and are ready for occupancy for the new judge. Adequate facilities shall include provision for court room security, a suitable court room to accommodate a twelve (12) person jury, offices and other required auxiliary facilities.

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Section 4. This act is effective July 1, 2012.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk