



**HB0193**

**Court automation fees.**

Sponsored By: Joint Appropriations Committee

AN ACT relating to courts; increasing and conforming specified court automation and filing fees; and providing for an effective date.

2/11/2020 Bill Number Assigned  
2/12/2020 H Received for Introduction  
2/12/2020 H Introduced and Referred to H02 - Appropriations 51-9-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, Macguire, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Schwartz, Simpson, Sommers, Stith, Sweeney, Walters, Washut, Western, Wilson, Yin, Zwonitzer

**Nays:** Representative(s) Clem, Edwards, Gray, Jennings, Miller, Salazar, Styvar, Tass, Winter

**Ayes 51 Nays 9 Excused 0 Absent 0 Conflicts 0**

2/14/2020 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Kinner, Larsen, Nicholas, Olsen, Schwartz, Sommers, Walters

**Ayes 7 Nays 0 Excused 0 Absent 0 Conflicts 0**

2/14/2020 H Placed on General File

**HB0193HS001/ADOPTED**

Page 2-line 18 Delete "forty dollars (\$40.00)" and insert "fifty-five dollars (\$55.00)".

Page 6-line 14 Delete "forty dollars (\$40.00)" and insert "one hundred dollars (\$100.00)". NICHOLAS, CHAIRMAN

2/17/2020 H COW:Passed  
2/18/2020 H 2nd Reading:Passed  
2/19/2020 H 3rd Reading:Passed 44-14-2-0-0

**ROLL CALL**

**Ayes:** Representative(s) Barlow, Blake, Brown, Burkhart, Burlingame, Clausen, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Furphy, Greear, Haley, Hallinan, Henderson, Kinner, Kirkbride, Larsen Lloyd, Loucks, Macguire, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Pownall, Roscoe, Schwartz, Simpson, Sommers, Sweeney, Walters, Washut, Western, Wilson, Yin, Zwonitzer

**Nays:** Representative(s) Blackburn, Clem, Edwards, Gray, Hunt, Jennings, Laursen Dan, Lindholm, Miller, Piiparinen, Salazar, Styvar, Tass, Winter

**Excused:** Representative(s) Harshman, Stith

**Ayes 44 Nays 14 Excused 2 Absent 0 Conflicts 0**

2/20/2020 S Received for Introduction

2/27/2020 S Introduced and Referred to S02 - Appropriations  
3/2/2020 S02 - Appropriations:Recommend Do Pass 4-0-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Gierau, Hicks, Kinskey

**Excused:** Senator Bebout

**Ayes 4 Nays 0 Excused 1 Absent 0 Conflicts 0**

3/2/2020 S Placed on General File

3/3/2020 S COW:Passed

3/4/2020 S 2nd Reading:Laid Back

**HB0193S2001/FAILED**

**(TO ENGROSSED COPY)**

**(CORRECTED CORRECTED COPY)**

Page 1-line 2 After "fees;" insert "mandating prescription and collection of the court automation fee for municipal courts; making conforming amendments; repealing discretionary collection provisions; specifying distribution of court automation fees;".

Page 1-line 8 Delete "5-6-108(a)(i)," and insert "5-6-108 by creating a new subsection (b), 5-6-204, 5-6-303,".

Page 5-after line 14 Insert:

"(b) Each city or town shall prescribe a court automation fee of forty dollars (\$40.00) as a cost to be paid by every person guilty of a violation of a city or town ordinance.

**5-6-204. Fines and penalties to be paid to city treasurer; report of cases; failure to comply with section.**

All fines and penalties collected and arising from a breach of a city ordinance shall be deposited with the city treasurer, and the municipal judge shall report at the end of each calendar month a list of all cases for violations of city ordinances instituted in his court, and the disposition thereof, with a statement of the fines, penalties and costs received. At the end of each month the judge shall deposit with the city treasurer all fines, penalties and costs received. If the municipal judge fails to report and deposit all fines, penalties and costs for a period of twenty-five (25) days, his office shall be declared vacant. ~~If a city enacts an ordinance prescribing a court automation fee as provided in W.S. 5-6-108(a)(i), up~~ Up to ten dollars (\$10.00) of the court automation fee as provided by W.S. 5-6-108(b) may be retained by the city solely for the purpose of defraying costs and expenses related to establishing and maintaining an electronic citation system judicial and law enforcement technology systems. The system shall collect and submit data in a form and manner prescribed by the supreme court to comply with the requirements of the judicial systems automation account under W.S. 5-2-120. The remaining portion of the court automation fee shall be remitted to the judicial systems automation account established by W.S. 5-2-120. If a city enacts an ordinance prescribing the indigent civil legal services fee as provided in W.S. 5-6-108(a)(ii), the fee shall be remitted to the indigent civil legal services account established by W.S. 5-2-121.

**5-6-303. Disposition of fines and penalties.**

All fines and penalties collected, arising from a breach of the ordinances of the town, shall be paid into the town treasury. ~~If a town enacts an ordinance prescribing a court automation fee as provided in W.S. 5-6-108(a)(i), up~~ ~~Up~~ to ten dollars (\$10.00) of the court automation fee as provided by W.S. 5-6-108(b) may be retained by the town solely for the purpose of defraying costs and expenses related to establishing and maintaining ~~an electronic citation system~~ judicial and law enforcement technology systems. The system shall collect and submit data in a form and manner prescribed by the supreme court to comply with the requirements of the judicial systems automation account under W.S. 5-2-120. The remaining portion of the court automation fee shall be remitted to the judicial systems automation account established by W.S. 5-2-120. If a town enacts an ordinance prescribing an indigent civil legal services fee as provided in W.S. 5-6-108(a)(ii), the fee shall be remitted to the indigent civil legal services account established by W.S. 5-2-121."

Page 8-after line 17      Insert:

"**Section 2.** W.S. 5-6-108(a)(i) is repealed."

Page 8-line 19              Delete "**Section 2.**" and insert "**Section 3.**". KINSKEY

#### ROLL CALL

**Ayes:** Senator(s) Boner, Gierau, Kinskey

**Nays:** Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Hicks, Hutchings, James, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

**Ayes** 3      **Nays** 27      **Excused** 0      **Absent** 0      **Conflicts** 0

3/5/2020      S 2nd Reading:Passed

3/6/2020      S 3rd Reading:Passed 17-11-2-0-0

#### ROLL CALL

**Ayes:** Senator(s) Agar, Anderson, Baldwin, Bebout, Boner, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Kinskey, Moniz, Nethercott, Perkins, Scott, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Biteman, Bouchard, Case, Hutchings, James, Kost, Landen, Rothfuss, Schuler, Steinmetz

**Excused:** Senator(s) Pappas, Von Flatern

**Ayes** 17      **Nays** 11      **Excused** 2      **Absent** 0      **Conflicts** 0

3/6/2020      Assigned Number HEA No. 0040

3/6/2020      H Speaker Signed HEA No. 0040

3/9/2020      S President Signed HEA No. 0040

3/12/2020      Governor Signed HEA No. 0040

3/12/2020      Assigned Chapter Number 66

Chapter No. 66      Session Laws of Wyoming 2020