

HOUSE BILL NO. HB0193

Court automation fees.

Sponsored by: Joint Appropriations Committee

A BILL

for

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

4

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

6

7 **Section 1.** W.S. 2-2-401(a)(iii), 5-2-202,
8 5-3-206(a)(i), (vii) and (x), 5-6-108(a)(i), 5-9-135,
9 5-13-202, 6-10-102 and 6-10-103 are amended to read:

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11 **2-2-401. Schedule; additional charges.**

12

13 (a) For probate matters filed or commenced, the clerk
14 of the district court shall collect fees as follows:

15

1 (iii) In addition to the original filing fee
2 under paragraph (a)(i) of this subsection, a court
3 automation fee in the amount of ~~thirty dollars (\$30.00)~~
4 forty dollars (\$40.00) which shall be deposited into the
5 judicial systems automation account established by W.S.
6 5-2-120;

7

8 **5-2-202. Collection of fees.**

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10 The clerk of the supreme court shall collect the following
11 fees from the plaintiff in error or appellant, or in case
12 of an original proceeding the plaintiff or relator shall,
13 at the time of filing the petition in error or record on
14 appeal or when commencing the cause in this court, the sum
15 of ~~twenty-five dollars (\$25.00)~~ seventy-five dollars
16 (\$75.00). At the time of filing, the clerk also shall
17 collect a court automation fee in the amount of ~~twenty-five~~
18 ~~dollars (\$25.00)~~ forty dollars (\$40.00) which shall be
19 deposited into the judicial systems automation account
20 established by W.S. 5-2-120, and an indigent civil legal
21 services fee in the amount of ten dollars (\$10.00) which
22 shall be deposited into the indigent civil legal services
23 account established by W.S. 5-2-121. Other fees or charges

1 to be assessed within the clerk's office are to be
2 determined under rules of the supreme court.

3

4 **5-3-206. Fees.**

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6 (a) For all civil matters filed or commenced, the
7 clerk of each district court shall charge the following
8 fees:

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10 (i) For filing instruments or documents in each
11 civil action and certifying one (1) copy of any order,
12 decree or judgment at the time of its filing for each
13 party, an original filing fee of ~~one hundred ten dollars~~
14 ~~(\$110.00)~~ one hundred twenty dollars (\$120.00) which shall
15 be paid by the plaintiff. This fee shall apply to original
16 actions commenced and to actions that are reopened after a
17 final decree previously has been entered. ~~Thirty dollars~~
18 ~~(\$30.00)~~ Forty dollars (\$40.00) of the filing fee shall be
19 for court automation, ten dollars (\$10.00) shall be for
20 indigent civil legal services and both shall be remitted as
21 provided in W.S. 5-3-205;

22

1 (vii) For all transcripts in cases appealed to
2 the supreme court, ~~eighty five dollars (\$85.00)~~ one hundred
3 dollars (\$100.00), including certificates, seals and
4 transmission. ~~Twenty five dollars (\$25.00)~~ Forty dollars
5 (\$40.00) of the fee under this paragraph shall be for court
6 automation, ten dollars (\$10.00) shall be for indigent
7 civil legal services and both shall be remitted as provided
8 in W.S. 5-3-205;

9
10 (x) For docketing and in payment of clerk's fee
11 after docketing incident to any appeal or bill of exception
12 from a circuit court, ~~eighty five dollars (\$85.00)~~ one
13 hundred dollars (\$100.00), and for docketing any transcript
14 of judgment from a circuit court upon the judgment and
15 execution dockets, ~~eighty five dollars (\$85.00)~~ one hundred
16 dollars (\$100.00), which amount shall be paid by appellant,
17 or by judgment holder to the clerk at time of docketing.
18 ~~Twenty five dollars (\$25.00)~~ Forty dollars (\$40.00) of any
19 fee imposed under this paragraph shall be for court
20 automation, ten dollars (\$10.00) shall be for indigent
21 civil legal services and both shall be remitted as provided
22 in W.S. 5-3-205.

23

1 **5-6-108. Costs.**

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3 (a) Each city or town in the state of Wyoming may
4 prescribe by ordinance such costs in all trials before
5 municipal courts as may be necessary or deemed expedient.
6 However, the costs shall not exceed ten dollars (\$10.00).
7 All costs collected shall be turned into the treasury of
8 the city or town. By ordinance a city or town may
9 prescribe:

10

11 (i) A court automation fee of ~~twenty-five~~
12 ~~dollars (\$25.00)~~ forty dollars (\$40.00) as a cost to be
13 paid by every person guilty of a violation of a city or
14 town ordinance;

15

16 **5-9-135. Filing fee.**

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18 For all civil matters the circuit court shall collect from
19 the plaintiff an original filing fee of twenty dollars
20 (\$20.00), a court automation fee of ~~twenty-five dollars~~
21 ~~(\$25.00)~~ forty dollars (\$40.00), and an indigent civil
22 legal services fee of ten dollars (\$10.00) excluding small
23 claims civil actions as provided in W.S. 1-21-201 through

1 1-21-205 which shall have a filing fee of ten dollars
2 (\$10.00). The court automation fee shall be deposited into
3 the judicial systems automation account and the indigent
4 civil legal services fee shall be deposited into the
5 indigent civil legal services account as provided by W.S.
6 5-9-144.

7

8 **5-13-202. Collection of fees.**

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10 The clerk of the chancery court shall collect all fees and
11 charges as required and set by the supreme court under W.S.
12 5-13-104(b). At the time of the original filing, the clerk
13 also shall collect a court automation fee in the amount of
14 ~~twenty five dollars (\$25.00)~~ forty dollars (\$40.00) which
15 shall be deposited into the judicial systems automation
16 account established by W.S. 5-2-120, and an indigent civil
17 legal services fee in the amount of ten dollars (\$10.00)
18 which shall be deposited into the indigent civil legal
19 services account established by W.S. 5-2-121.

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21 **6-10-102. Imposition of fine for any felony; maximum**
22 **fine where not established by statute; court automation**
23 **fee; indigent civil legal services fee.**

1

2 The court may impose a fine as part of the punishment for
3 any felony. If the statute does not establish a maximum
4 fine, the fine shall be not more than ten thousand dollars
5 (\$10,000.00). The court shall impose a court automation fee
6 of ~~twenty five dollars (\$25.00)~~ forty dollars (\$40.00) in
7 every criminal case wherein the defendant is found guilty,
8 enters a plea of guilty or no contest or is placed on
9 probation under W.S. 7-13-301. The fee shall be remitted as
10 provided by W.S. 5-3-205. In addition to the court
11 automation fee the court shall impose an indigent civil
12 legal services fee of ten dollars (\$10.00) in every
13 criminal case wherein the defendant is found guilty, enters
14 a plea of guilty or no contest or is placed on probation
15 under W.S. 7-13-301 or 35-7-1037. The indigent civil legal
16 services fee shall be remitted as provided in W.S.
17 5-3-205(a)(ii).

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19 **6-10-103. Penalties for misdemeanors where not**
20 **prescribed by statute; court automation fee; indigent civil**
21 **legal services fee.**

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1 Unless a different penalty is prescribed by law, every
2 crime declared to be a misdemeanor is punishable by
3 imprisonment in the county jail for not more than six (6)
4 months, a fine of not more than seven hundred fifty dollars
5 (\$750.00), or both. The court shall impose a court
6 automation fee of ~~twenty-five dollars (\$25.00)~~ forty
7 dollars (\$40.00) in every criminal case wherein the
8 defendant is found guilty, enters a plea of guilty or no
9 contest or is placed on probation under W.S. 7-13-301. The
10 fee shall be remitted as provided by W.S. 5-3-205. In
11 addition to the court automation fee the court shall impose
12 an indigent civil legal services fee of ten dollars
13 (\$10.00) in every criminal case wherein the defendant is
14 found guilty, enters a plea of guilty or no contest or is
15 placed on probation under W.S. 7-13-301. The indigent
16 civil legal services fee shall be remitted as provided in
17 W.S. 5-3-205(a)(ii).

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19 **Section 2.** This act is effective July 1, 2020.

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(END)