

## HOUSE BILL NO. HB0106

Municipal court authority-conditional suspension of fines.

Sponsored by: Representative(s) Crank, Eyre, Greear, Olsen,  
Sommers and Stith and Senator(s) Anselmi-  
Dalton and Nethercott

A BILL

for

1 AN ACT relating to municipal courts; providing for  
2 conditional suspension of fines; specifying requirements;  
3 providing applicability; and providing for an effective  
4 date.

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

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8 **Section 1.** W.S. 5-6-116 is created to read:

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10 **5-6-116. Suspension of fines on conditions.**

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12 (a) Notwithstanding W.S. 7-13-302 through 7-13-305,  
13 when imposing a fine for breach of an ordinance that is  
14 punishable by fine only, a municipal judge may suspend all  
15 or part of the fine for a specified period, not to exceed

1 six (6) months, during which the defendant must meet  
2 specified conditions. The conditions imposed shall only  
3 require the defendant to conform his conduct to the  
4 requirements of the ordinance and shall not prohibit lawful  
5 conduct. When suspending a fine, a municipal judge must:

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7 (i) Specify the amount of the fine to be  
8 suspended; and

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10 (ii) Specify the conditions the defendant must  
11 meet to avoid imposition of the suspended portion of the  
12 fine, including the date by which the conditions must be  
13 met.

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15 (b) If a defendant fails to comply with the  
16 conditions specified, the municipality may commence  
17 proceedings to impose the suspended portion of the fine  
18 during the period of suspension or within thirty (30) days  
19 thereafter. If after notice and a hearing the court  
20 determines the defendant failed to comply with the  
21 conditions of the suspended fine, the court may proceed to  
22 deal with the case as if no suspension of fine had been  
23 ordered.

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2           **Section 2.** This act applies only to violations of  
3 ordinances that occur on or after the effective date of  
4 this act.

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6           **Section 3.** This act is effective July 1, 2018.

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(END)