

SENATE FILE NO. SF0075

Court automation fees-amendments.

Sponsored by: Senator(s) Olsen, Crago and Nethercott and
Representative(s) Lawley, Washut and
Williams

A BILL

for

1 AN ACT relating to courts; amending court automation fees;
2 establishing a process by which the supreme court may
3 change the amount of required court automation fees; making
4 conforming amendments; requiring reports; specifying
5 applicability; authorizing rulemaking; and providing for
6 effective dates.

7

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

9

10 **Section 1.** W.S. 2-2-401(a)(iii), 5-2-120 by creating
11 a new subsection (e), 5-2-202, 5-3-206(a)(i), (vii) and
12 (x), 5-6-108(a)(i), 5-9-135, 5-13-202, 6-10-102 and
13 6-10-103 are amended to read:

14

15 **2-2-401. Schedule; additional charges.**

1

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

4

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

11

12 **5-2-120. Judicial systems automation account created;**
13 **purposes; court information technology equipment;**
14 **establishment of court automation fees.**

15

16 (e) The supreme court shall promulgate rules to
17 establish the amount of the court automation fee required
18 to be collected under law, in accordance with all of the
19 following:

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21 (i) Fees shall be set at an amount necessary to
22 ensure that, to the greatest extent practicable, the total
23 revenue generated from the court automation fees collected

1 is sufficient to address but does not exceed the direct and
2 indirect costs for items specified in subsection (a) of
3 this section;

4
5 (ii) Notwithstanding paragraph (i) of this
6 subsection, the supreme court may establish a separate
7 court automation fee for chancery courts under W.S.
8 5-13-202;

9
10 (iii) The supreme court shall maintain records
11 sufficient to demonstrate that the amount of the court
12 automation fees established under this subsection comply
13 with the requirements of this subsection;

14
15 (iv) Not later than October 1 of each year, the
16 supreme court shall report to the joint judiciary interim
17 committee and the joint appropriations committee on the
18 amount of the court automation fee established under this
19 subsection and the total amount of court automation fees
20 collected in the immediately preceding fiscal year.

21
22 **5-2-202. Collection of fees.**

1 The clerk of the supreme court shall collect the following
2 fees from the plaintiff in error or appellant, or in case
3 of an original proceeding the plaintiff or relator shall,
4 at the time of filing the petition in error or record on
5 appeal or when commencing the cause in this court, the sum
6 of seventy-five dollars (\$75.00). At the time of filing,
7 the clerk also shall collect a court automation fee in the
8 amount ~~of fifty-five dollars (\$55.00)~~ determined under W.S.
9 5-2-120 (e), which shall be deposited into the judicial
10 systems automation account established by W.S. 5-2-120, and
11 an indigent civil legal services fee in the amount of ten
12 dollars (\$10.00) which shall be deposited into the indigent
13 civil legal services account established by W.S. 5-2-121.
14 Other fees or charges to be assessed within the clerk's
15 office are to be determined under rules of the supreme
16 court.

17

18 **5-3-206. Fees.**

19

20 (a) For all civil matters filed or commenced, the
21 clerk of each district court shall charge the following
22 fees:

23

1 (i) For filing instruments or documents in each
2 civil action and certifying one (1) copy of any order,
3 decree or judgment at the time of its filing for each
4 party, an original filing fee of ~~one hundred sixty dollars~~
5 ~~(\$160.00)~~ one hundred twenty dollars (\$120.00), plus a
6 court automation fee in the amount determined under W.S.
7 5-2-120(e), which shall be paid by the plaintiff. This fee
8 shall apply to original actions commenced and to actions
9 that are reopened after a final decree previously has been
10 entered. ~~Forty dollars (\$40.00)~~ The amount of the filing
11 court automation fee determined under W.S. 5-2-120(e) shall
12 be for court automation, ten dollars (\$10.00) of the filing
13 fee shall be for indigent civil legal services and both
14 shall be remitted as provided in W.S. 5-3-205;

15
16 (vii) For all transcripts in cases appealed to
17 the supreme court, ~~one hundred dollars (\$100.00)~~ sixty
18 dollars (\$60.00), plus a court automation fee in the amount
19 determined under W.S. 5-2-120(e), including certificates,
20 seals and transmission. ~~Forty dollars (\$40.00)~~ The court
21 automation fee under this paragraph determined under W.S.
22 5-2-120(e) shall be for court automation, ten dollars
23 (\$10.00) of the transcript fee shall be for indigent civil

1 legal services and both shall be remitted as provided in
2 W.S. 5-3-205;

3
4 (x) For docketing and in payment of clerk's fee
5 after docketing incident to any appeal or bill of exception
6 from a circuit court, ~~one hundred dollars (\$100.00)~~ sixty
7 dollars (\$60.00), plus a court automation fee in the amount
8 determined under W.S. 5-2-120(e), and for docketing any
9 transcript of judgment from a circuit court upon the
10 judgment and execution dockets, ~~one hundred dollars~~
11 ~~(\$100.00)~~ sixty dollars (\$60.00), plus a court automation
12 fee in the amount determined under W.S. 5-2-120(e), which
13 amount shall be paid by appellant, or by judgment holder to
14 the clerk at time of docketing. ~~Forty dollars (\$40.00)~~ The
15 amount of any court automation fee imposed under this
16 paragraph shall be for court automation, ten dollars
17 (\$10.00) of the filing fee shall be for indigent civil
18 legal services and both shall be remitted as provided in
19 W.S. 5-3-205.

20
21 **5-6-108. Costs.**
22

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

8
9 (i) A court automation fee ~~of forty dollars~~
10 ~~(\$40.00)~~ in the amount determined under W.S. 5-2-120(e) as
11 a cost to be paid by every person guilty of a violation of
12 a city or town ordinance;

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14 **5-9-135. Filing fee.**

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16 For all civil matters, the circuit court shall collect from
17 the plaintiff an original filing fee of twenty dollars
18 (\$20.00), a court automation fee ~~of forty dollars (\$40.00),~~
19 in the amount determined under W.S. 5-2-120(e) and an
20 indigent civil legal services fee of ten dollars (\$10.00)
21 excluding small claims civil actions as provided in W.S.
22 1-21-201 through 1-21-205, which shall have a filing fee of
23 ten dollars (\$10.00). The court automation fee shall be

1 deposited into the judicial systems automation account and
2 the indigent civil legal services fee shall be deposited
3 into the indigent civil legal services account as provided
4 by W.S. 5-9-144.

5
6 **5-13-202. Collection of fees.**

7
8 The clerk of the chancery court shall collect all fees and
9 charges as required and set by the supreme court under W.S.
10 5-13-104(b). At the time of the original filing, the clerk
11 also shall collect a court automation fee in the amount ~~of~~
12 ~~one hundred dollars (\$100.00)~~ determined under W.S.
13 5-2-120(e) or (e)(ii), which shall be deposited into the
14 judicial systems automation account established by W.S.
15 5-2-120, and an indigent civil legal services fee in the
16 amount of ten dollars (\$10.00), which shall be deposited
17 into the indigent civil legal services account established
18 by W.S. 5-2-121.

19
20 **6-10-102. Imposition of fine for any felony; maximum**
21 **fine where not established by statute; court automation**
22 **fee; indigent civil legal services fee.**

1 The court may impose a fine as part of the punishment for
2 any felony. If the statute does not establish a maximum
3 fine, the fine shall be not more than ten thousand dollars
4 (\$10,000.00). The court shall impose a court automation fee
5 ~~of forty dollars (\$40.00)~~ in the amount determined under
6 W.S. 5-2-120(e) in every criminal case wherein the
7 defendant is found guilty, enters a plea of guilty or no
8 contest or is placed on probation under W.S. 7-13-301. The
9 fee shall be remitted as provided by W.S. 5-3-205. In
10 addition to the court automation fee the court shall impose
11 an indigent civil legal services fee of ten dollars
12 (\$10.00) in every criminal case wherein the defendant is
13 found guilty, enters a plea of guilty or no contest or is
14 placed on probation under W.S. 7-13-301 or 35-7-1037. The
15 indigent civil legal services fee shall be remitted as
16 provided in W.S. 5-3-205(a)(ii).

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18 **6-10-103. Penalties for misdemeanors where not**
19 **prescribed by statute; court automation fee; indigent civil**
20 **legal services fee.**

21

22 Unless a different penalty is prescribed by law, every
23 crime declared to be a misdemeanor is punishable by

1 imprisonment in the county jail for not more than six (6)
2 months, a fine of not more than seven hundred fifty dollars
3 (\$750.00), or both. The court shall impose a court
4 automation fee ~~of forty dollars (\$40.00)~~ in the amount
5 determined under W.S. 5-2-120(e) in every criminal case
6 wherein the defendant is found guilty, enters a plea of
7 guilty or no contest or is placed on probation under W.S.
8 7-13-301. The fee shall be remitted as provided by W.S.
9 5-3-205. In addition to the court automation fee the court
10 shall impose an indigent civil legal services fee of ten
11 dollars (\$10.00) in every criminal case wherein the
12 defendant is found guilty, enters a plea of guilty or no
13 contest or is placed on probation under W.S. 7-13-301. The
14 indigent civil legal services fee shall be remitted as
15 provided in W.S. 5-3-205(a)(ii).

16

17 **Section 2.** This act shall apply to all new cases,
18 matters, proceedings and filings initially filed on and
19 after July 1, 2026.

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21 **Section 3.** The supreme court may take any action
22 necessary to implement this act.

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