

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:

20

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.**

23

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 ~~filings~~  
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;

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;

13

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

15

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.**

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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.**

23

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).

17

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.

20

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

23

## 1 Section 4.

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5

6 (b) Sections 3 and 4 of this act are effective  
7 immediately upon completion of all acts necessary for a  
8 bill to become law as provided by Article 4, Section 8 of  
9 the Wyoming Constitution.

10

11

(END)