

HOUSE BILL NO. HB0196

Appeal bonds.

Sponsored by: Representative(s) Walsh, Buchanan, Cohee,
Martin and White and Senator(s) Barrasso and
Scott

A BILL

for

1 AN ACT relating to civil procedure; establishing maximum
2 bond amounts on supersedeas bonds as specified; and
3 providing for an effective date.

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

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7 **Section 1.** W.S. 1-17-201 is amended to read:

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9 **1-17-201. Right to stay; procedure.**

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11 When judgment has been rendered in any district court
12 against any person for the recovery of money or sale of
13 property he may have a stay of execution as provided by the
14 Wyoming Rules of Civil Procedure, except that a supersedeas
15 bond to be furnished in order to stay the execution of any
16 judgment under this section or under W.S. 1-17-210 during

1 the entire course of appellate review shall not, regardless
2 of amount of the judgment, exceed two million dollars
3 (\$2,000,000.00) in any action in which all appellants are
4 either individuals or have twenty-five (25) or fewer
5 employees, or twenty-five million dollars (\$25,000,000.00)
6 in any other action; provided, however, that if an appellee
7 proves by a preponderance of the evidence that an appellant
8 is dissipating assets outside the ordinary course of
9 business to avoid payment of the judgment, the district
10 court, upon motion and hearing, may require the appellant
11 to post a bond in an amount up to the amount of the
12 judgment.

13
14 **Section 2.** This act is effective July 1, 2007.

15
16 (END)