

HOUSE BILL NO. HB0044

Crime victims' compensation.

Sponsored by: Representative(s) Berger, Bagby, Diercks,
Dockstader, Gingery, Olsen and Warren and
Senator(s) Anderson, J., Decaria and Fecht

A BILL

for

1 AN ACT relating to the Crime Victims Compensation Act;
2 authorizing expenditures from the crime victims'
3 compensation account as specified; increasing the surcharge
4 assessed in certain criminal cases as specified;
5 authorizing the victim services division of the attorney
6 general's office to initiate contempt and collection
7 proceedings as specified; and providing for an effective
8 date.

9

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

11

12 **Section 1.** W.S. 1-40-114(a) and 1-40-119(a) (intro)
13 and (d) are amended to read:

14

15 **1-40-114. Crime victims' compensation account.**

16

1 (a) There is established an account to be known as
2 the crime victims' compensation account. The account is
3 under the administration and control of the division for
4 purposes of providing compensation or other benefits to
5 crime victims and for purposes of implementing this act,
6 including but not limited to the maintenance of a
7 statewide, automated victim information and notification
8 system. The account shall consist of all monies the
9 division receives or collects from any source and all
10 monies shall be paid to the state treasurer for deposit in
11 the account. The division may accept, and shall deposit to
12 the account, any gifts, contributions, donations, grants or
13 federal funds specifically given to the division for the
14 benefit of victims of crime.

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16 **1-40-119. Surcharge to be assessed in certain**
17 **criminal cases; paid to account.**

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19 (a) In addition to any fine or other penalty
20 prescribed by law, a defendant who pleads guilty or nolo
21 contendere to, or is convicted of, the following criminal
22 offenses shall be assessed a surcharge of not less than
23 ~~fifty dollars (\$50.00)~~ one hundred dollars (\$100.00) nor
24 more than three hundred dollars (\$300.00) for the offenses

1 specified in paragraph (v) of this subsection, ~~and~~ not less
2 than ~~one hundred dollars (\$100.00)~~ one hundred fifty
3 dollars (\$150.00) nor more than three hundred fifty dollars
4 (\$350.00) for the first plea to or conviction of offenses
5 specified in paragraphs (i) through (iv) of this
6 subsection, and not less than two hundred dollars (\$200.00)
7 nor more than four hundred dollars (\$400.00) for each
8 subsequent plea to or conviction of offenses specified in
9 paragraphs (i) through (iv) of this subsection:

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11 (d) The surcharge shall be paid within ten (10) days
12 of imposition unless the court determines that it shall be
13 paid in installments over a reasonable period of time.
14 Failure to comply with the provisions for payment of the
15 surcharge is punishable as contempt of court. Contempt
16 proceedings or other proceedings to collect the surcharge
17 may be initiated by the prosecuting attorney, ~~or~~ by the
18 court on its own motion or by the division.

19

20 **Section 2.** This act is effective July 1, 2008.

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22

(END)