

ORIGINAL SENATE
FILE NO. SF0069

ENROLLED ACT NO. 33, SENATE

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2023 GENERAL SESSION

AN ACT relating to courts; providing for the digitizing and retention of court records as specified; striking obsolete language; and providing for an effective date.

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

Section 1. W.S. 5-7-103 is amended to read:

5-7-103. Filing, preserving and use of papers; electronic record retention permitted.

The clerk shall file together and carefully preserve in his office, all papers delivered to him for that purpose in every action or proceeding. He shall not permit the papers to be taken from his office except to be used at a session of the court or upon legal process, and he shall be liable upon his official bond to the party suffering injury on account of any violation of this section. This section shall not apply to matters in probate. Upon the order of the judge of the district, the clerk may transmit by express or registered mail to an attorney of the state appearing in the action or proceeding, who resides in a different county or away from the county seat, such original files as are not represented by copies in the clerk's office, and the clerk shall take the attorney's receipt for each paper in each case. Nothing in this section shall limit or prohibit the clerk from microfilming scanning or digitizing papers, in his office, disposing of the originals in accordance with W.S. 9-2-411 any rule or order issued by the supreme court and retaining the official microfilm digitized or imaged records in a case management system in lieu of retaining the original papers pursuant to W.S. 9-2-413 in a physical file.

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Section 2. This act is effective July 1, 2023.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk