

# H.B. 10

## COURT FEES FOR INMATES

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 4, 2010 10:10 AM

Representative **Curtis Oda** proposes the following amendments:

1. *Page 3, Lines 79 through 86:*

79           (c) (i) If a prisoner files an affidavit of impecuniosity, the judge shall question the  
80 prisoner at the time of the hearing on the merits of the case as to the prisoner's ability to pay.  
81           (ii) If the judge determines that the ~~{person}~~ prisoner is reasonably able to pay court fees and  
82 costs, the ~~{judge shall}~~ final order ~~{that the judgment}~~ or decree ~~{not}~~ shall be  
entered ~~{in favor of}~~ , however the prisoner may not seek enforcement or modification of the  
decree or order  
83 until the prisoner has paid the fees or costs ~~{are paid}~~ in full.  
84           (iii) ~~{If a}~~ A judge ~~{orders that a judgment or decree not be entered in favor of the~~  
~~prisoner~~  
85 ~~because the fees or costs are not paid in full, a judge}~~ may waive the restrictions placed on the  
prisoner in Subsection (c)(ii) upon a showing of good cause ~~{cancel or modify that order as~~  
86 ~~warranted by subsequent facts}~~ .