

ORIGINAL SENATE  
FILE NO. SF0053

ENROLLED ACT NO. 33, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING  
2022 BUDGET SESSION

AN ACT relating to the local government insurance program; clarifying program payment limits related to health care provider liability; correcting an incorrect citation; specifying applicability; and providing for an effective date.

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

**Section 1.** W.S. 1-42-202(d)(i) and (e) is amended to read:

**1-42-202. Local government self-insurance program; creation; authorized payments.**

(d) Claims against participating local governments and their public employees, or a judicial officer exercising the authority vested in him, arising under 42 U.S.C. 1983 or other federal statutes, shall be defended and indemnification paid subject to the following conditions:

(i) Public employees of participating local governments, other than peace officers, shall be defended and, to the extent provided by paragraph ~~(v)~~(iii) of this subsection, indemnified against any claim or demand, whether groundless or otherwise, arising out of an alleged act or omission occurring in the scope of duty;

(e) For any claim brought under the Wyoming Governmental Claims Act the program shall be limited in liability to payment of no more than the amounts specified in paragraphs (i) and (ii) of this subsection. Participating local governments shall be responsible for the amount of any adjudicated claims and expenses in excess of:

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(i) One million dollars (\$1,000,000.00) for any claim brought under W.S. 1-39-110(b) for any one (1) occurrence plus loss adjustment expenses; or

(ii) Five hundred thousand dollars (\$500,000.00) for any other claim brought under the Wyoming Governmental Claims Act for any one (1) occurrence plus loss adjustment expenses. ~~Participating local governments shall be responsible for the amount of any adjudicated claims and expenses in excess of this amount.~~

**Section 2.** This act shall apply to all claims made under the local government self-insurance program for acts occurring on or after July 1, 2022.

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**Section 3.** This act is effective July 1, 2022.

(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