

## HOUSE BILL NO. HB0062

The Christian Smith Safety Act.

Sponsored by: Representative(s) Smith and Senator(s) Ide

A BILL

for

1 AN ACT relating to governmental claims; amending the  
2 maximum liability amounts for claims authorized under the  
3 Wyoming Governmental Claims Act; providing for an  
4 adjustment to maximum liability amounts based on inflation;  
5 making conforming amendments; specifying applicability; and  
6 providing for an effective date.

7

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

9

10 **Section 1.** W.S. 1-39-118(a)(i) and (ii) and  
11 1-42-202(e)(ii) are amended to read:

12

13 **1-39-118. Maximum liability; insurance authorized.**

14

15 (a) Except as provided in subsection (b) of this  
16 section, in any action under this act, the liability of the

1 governmental entity, including a public employee while  
2 acting within the scope of his duties, shall not exceed:

3  
4 (i) The sum of ~~two hundred fifty thousand~~  
5 ~~dollars (\$250,000.00)~~ one million dollars (\$1,000,000.00)  
6 to any claimant for any number of claims arising out of a  
7 single transaction or occurrence. The maximum liability  
8 under this paragraph shall be adjusted for inflation  
9 annually by the general services division of the department  
10 of administration and information, using the consumer price  
11 index or its successor index of the United States  
12 department of labor, bureau of labor statistics, or three  
13 percent (3%), whichever is less; or

14  
15 (ii) The sum of ~~five hundred thousand dollars~~  
16 ~~(\$500,000.00)~~ two million dollars (\$2,000,000.00) for all  
17 claims of all claimants arising out of a single transaction  
18 or occurrence. The maximum liability under this paragraph  
19 shall be adjusted for inflation annually by the general  
20 services division of the department of administration and  
21 information, using the consumer price index or its  
22 successor index of the United States department of labor,

1 bureau of labor statistics, or three percent (3%),  
2 whichever is less.

3  
4 **1-42-202. Local government self-insurance program;**  
5 **creation; authorized payments.**

6  
7 (e) For any claim brought under the Wyoming  
8 Governmental Claims Act the program shall be limited in  
9 liability to payment of no more than the amounts specified  
10 in paragraphs (i) and (ii) of this subsection.  
11 Participating local governments shall be responsible for  
12 the amount of any adjudicated claims and expenses in excess  
13 of:

14  
15 (ii) ~~Five hundred thousand dollars (\$500,000.00)~~  
16 For any other claim brought under the Wyoming Governmental  
17 Claims Act, ~~for any one (1) occurrence plus loss adjustment~~  
18 ~~expenses~~ the sum of one million dollars (\$1,000,000.00) to  
19 any claimant for any number of claims arising out of a  
20 single transaction or occurrence and the sum of two million  
21 dollars (\$2,000,000.00) for all claims of all claimants  
22 arising out of a single transaction or occurrence. The  
23 maximum liability amounts specified under this paragraph

1 shall be adjusted for inflation annually by the general  
2 services division of the department of administration and  
3 information, using the consumer price index or its  
4 successor index of the United States department of labor,  
5 bureau of labor statistics, or three percent (3%),  
6 whichever is less.

8           **Section 2.** This act applies to all claims under the  
9 Wyoming Governmental Claims Act that are based upon a  
10 transaction or occurrence that occurs on and after July 1,  
11 2026. For purposes of this section, a "transaction" or  
12 "occurrence" includes an act, error or omission.

14           **Section 3.** This act is effective July 1, 2026.

(END)