

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.

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

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

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

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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:

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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.

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

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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:

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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.

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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.

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

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(END)