

ORIGINAL HOUSE
BILL NO. 0066

ENROLLED ACT NO. 16, HOUSE OF REPRESENTATIVES

SIXTIETH LEGISLATURE OF THE STATE OF WYOMING
2010 BUDGET SESSION

AN ACT relating to the Wyoming Governmental Claims Act; specifying where claims shall be filed and the contents thereof; repealing an obsolete provision; and providing for an effective date.

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

Section 1. W.S. 1-39-113(c) and by creating new subsections (d) and (e) is amended to read:

1-39-113. Claims procedure.

(c) All claims against the state shall be presented to the general services division of the department of administration and information. Claims against any other governmental entity shall be filed at the business office of that entity. In the case of claims against local governments the claim submitted need not be acted upon by the entity prior to suit. For purposes of this section, "business office" means:

(i) The county clerk of a county, including its agencies, instrumentalities and institutions;

(ii) The city or town clerk of a city or town, including its agencies, instrumentalities and institutions;

(iii) The secretary of a joint powers board, airport board, public corporation, community college district board of trustees or special district;

(iv) The superintendent of a school district;

(v) The president of the University of Wyoming.

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(d) In any action under this act, the complaint shall state:

(i) That the claim required under subsection (c) of this section was filed in accordance with this section;

(ii) The date the claim under subsection (c) of this section was filed;

(iii) That the claim was in compliance with the signature and certification requirements of article 16, section 7 of the Wyoming Constitution.

(e) In any claim filed with a governmental entity under this act, the claim shall be signed by the claimant under oath in substantially the following format:

I, _____, have read and understand the provisions of the false swearing statute. I hereby certify under **penalty of false swearing** that the foregoing claim, including all of its attachments, if any, is true and accurate.

Signature of Claimant

Date

Printed Name of Claimant

STATE OF WYOMING)
) ss.
COUNTY OF _____)

Subscribed and sworn to before me, a Notarial Officer, this ... day of,

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Notarial Officer

My Commission Expires: (Seal).

Section 2. W.S. 1-39-121(b) is repealed.

Section 3. This act is effective July 1, 2010.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk