

SENATE FILE NO. SF0021

Savings statute application to governmental claims.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to civil procedure; providing that the  
2 extension of time to commence an action under the savings  
3 statute applies to actions and claims brought under the  
4 Wyoming Governmental Claims Act; specifying applicability;  
5 and providing for an effective date.

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

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9 **Section 1.** W.S. 1-3-118 is amended to read:

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11 **1-3-118. Right to commence new action.**

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13 (a) If in an action commenced in due time a judgment  
14 for the plaintiff is reversed, or if the plaintiff fails  
15 otherwise than upon the merits and the time limited for the  
16 commencement of the action has expired at the date of the  
17 reversal or failure, the plaintiff, or his representatives

1 if he dies and if the cause of action survives, may  
2 commence a new action within one (1) year after the date of  
3 the failure or reversal. This provision applies to any  
4 action or claim brought pursuant to the Wyoming  
5 Governmental Claims Act and also applies to any claim  
6 asserted in any pleading by a defendant.

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8 (b) For any claim brought pursuant to the Wyoming  
9 Governmental Claims Act this section shall apply only if  
10 the act giving rise to the claim occurred on or after July  
11 1, 2012.

12

13 **Section 2.** This act is effective July 1, 2012.

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15

(END)