

SENATE FILE NO. SF0088

Medical malpractice claims reporting.

Sponsored by: Senator(s) Ross and Representative(s)
Simpson

A BILL

for

1 AN ACT relating to insurance; requiring additional
2 information on medical malpractice claims to be reported;
3 providing for confidentiality of reported information;
4 granting rulemaking authority; and providing for an
5 effective date.

6

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

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9 **Section 1.** W.S. 26-3-124(a) by creating a new
10 paragraph (iv), (b) and by creating a new subsection (c) is
11 amended to read:

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13 **26-3-124. Annual statement; mandatory reporting of**
14 **claims against health care providers; confidentiality;**
15 **abstract of statistics.**

16

1 (a) Any insurer writing coverage for health care
2 malpractice in this state, by March 1 of each year, shall
3 file with the commissioner a report of all claims against a
4 health care provider and a report of all awards or
5 settlements given in cases against health care providers.
6 The report shall contain the following information only for
7 the preceding calendar year:

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9 (iv) For each claim:

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11 (A) Specialty coverage of the insured;

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13 (B) Nature and substance of the claim;

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15 (C) Age of the claimant or plaintiff;

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17 (D) After final disposition of the claim,

18 the date and manner of disposition, whether by judgment,

19 settlement, arbitration or otherwise, and an itemization of

20 the amounts paid, if any, if reported separately or can be

21 reasonably segregated or identified for:

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23 (I) Medical and prescription costs;

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1 (II) Economic damages;

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3 (III) Noneconomic damages;

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5 (IV) Defense attorneys fees, costs and
6 expenses.

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8 (E) Any additional information required by
9 the commissioner.

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11 (b) Any information provided the commissioner
12 pursuant to this section shall be confidential including
13 the names of health care providers and any records
14 pertaining thereto. ~~are confidential.~~ The commissioner
15 shall prepare ~~an abstract of all pertinent statistics~~ a
16 summary of such information, in the aggregate if necessary
17 to protect the identity of the health care provider or
18 claimant, for inclusion in his annual report to the
19 governor pursuant to W.S. 9-2-1014.

20

21 (c) The commissioner may adopt rules, regulations and
22 reporting forms necessary to carry out the provisions of
23 this section.

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1 **Section 2.** This act is effective July 1, 2005.

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(END)