

ORIGINAL HOUSE
BILL NO. 0209

ENROLLED ACT NO. 85, HOUSE OF REPRESENTATIVES

SIXTY-FIRST LEGISLATURE OF THE STATE OF WYOMING
2011 GENERAL SESSION

AN ACT relating to public health and safety; providing for a limitation of liability for emergency medical review organizations and the department of health as specified; and providing for an effective date.

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

Section 1. W.S. 35-17-101(a)(i)(A), 35-17-102 and 35-17-106(a)(intro) are amended to read:

35-17-101. Definition.

(a) As used in this act:

(i) "Professional standard review organizations" means:

(A) Any medical, dental, optometric, nursing, osteopathic, emergency medical or pharmacy organization or a local, county, or state medical, dental, optometric, nursing, osteopathic and pharmacy society and any such society itself when such organization or society is performing any medical, dental, nursing, optometric, osteopathic, emergency medical and pharmacy review function or involving any controversy or dispute between a physician, dentist, optometrist, nurse, osteopath, emergency medical technician and pharmacist and a patient concerning the diagnosis, treatment, or care of such patient or the fees or charges therefor, or a physician, dentist, optometrist, nurse, osteopath, emergency medical technician or pharmacist and a provider of medical, dental, optometric, nursing, osteopathic, emergency medical and pharmacy benefits concerning any medical, dental, nursing, optometric, osteopathic, emergency medical, pharmacy or other health charges or fees of such physician, dentist,

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optometrist, nurse, osteopath, emergency medical technician
or pharmacist;

**35-17-102. Authority to establish professional
standard review organizations.**

Any local, county or state medical, dental, nursing,
optometric, osteopathic, emergency medical or pharmacy
society in Wyoming is hereby authorized to establish a
professional standard review organization as defined in
W.S. 35-17-101.

**35-17-106. Election to be covered by federal
immunity.**

(a) The state of Wyoming elects to be immediately
covered by the immunity granted by the Health Care Quality
Improvement Act of 1986, P.L. 99-660, Title IV adopted by
Congress in 1986, to the extent authorized, as of the
effective date of this section for all health care
professional review bodies as defined in the act, for the
applicable division of the department of health in its
duties under W.S. 33-36-101 through 33-36-115 related to
emergency medical services and for:

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Section 2. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(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