

SENATE FILE NO. SF0049

Direct primary care-insurance exemption.

Sponsored by: Joint Labor, Health & Social Services Interim Committee

A BILL

for

1 AN ACT relating to insurance; exempting direct primary care  
2 agreements from insurance regulation; specifying  
3 requirements for exemption; providing definitions; and  
4 providing for an effective date.

5

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

7

8 **Section 1.** W.S. 26-1-104(a) by creating a new  
9 paragraph (vi) and 26-22-301 by creating a new subsection  
10 (c) are amended to read:

11

12 **26-1-104. Applicability of provisions.**

13

14 (a) This code does not apply to:

15

1           (vi) A direct primary care agreement. A direct  
2 primary care agreement means a written agreement that:

3  
4           (A) Is between a patient or their legal  
5 representative and a health care provider;

6  
7           (B) Allows either party to terminate the  
8 agreement in writing, without penalty or payment of a  
9 termination fee, at any time or after notice as specified  
10 in the agreement which notice shall not exceed sixty (60)  
11 days;

12  
13           (C) Describes the health care services to  
14 be provided in exchange for payment of a periodic fee;

15  
16           (D) Specifies the periodic fee required and  
17 any additional fees that may be charged;

18  
19           (E) May allow the periodic fee and any  
20 additional fees to be paid by a third party;

21

1                   (F) Prohibits the provider from charging or  
2 receiving additional compensation for health care services  
3 included in the periodic fee; and

4

5                   (G) Conspicuously and prominently states  
6 that the agreement is not health insurance and does not  
7 meet any individual health insurance mandate that may be  
8 required by federal law.

9

10           **26-22-301. Prepaid hospital, medical-surgical or**  
11 **other health service plans subject to provisions of code;**  
12 **exceptions.**

13

14           (c) This section does not apply to a direct primary  
15 care agreement as defined in W.S. 26-1-104(a)(vi).

16

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

21

22

(END)