

HB0157HS001

- 1 Page 1-line 1 After "providers;" insert "specifying that
- 2 health care licensing boards may discipline
- 3 licensees for sexual misconduct;".
- 4
- 5 Page 1-line 4 Delete "authorizing the board".
- 6
- 7 Page 1-line 5 Delete entirely.
- 8
- 9 Page 1-line 6 Delete "nurse for sexual misconduct;".
- 10
- 11 Page 1-line 9 After "repealing" delete "a".
- 12
- 13 Page 1-line 10 Delete "provision" and insert "provisions".
- 14
- 15 Page 1-after line 12 Insert:
- 16
- 17 **"Section 1.** W.S. 33-1-118 is created to read:
- 18
- 19 **33-1-118. Health care licensing boards; authority to**
- 20 **discipline licensees for sexual misconduct.**
- 21
- 22 (a) A board which licenses health care providers may
- 23 refuse to issue or renew, or may suspend or revoke the license,
- 24 certificate or temporary permit of any licensee or certificate
- 25 holder, or otherwise discipline a licensee or certificate
- 26 holder, upon clear and convincing evidence that the licensee or
- 27 certificate holder has committed sexual misconduct.
- 28
- 29 (b) As used in this section:
- 30
- 31 (i) "Health care provider" means an individual who is
- 32 licensed, certified or otherwise authorized or permitted by the
- 33 laws of this state to provide care, treatment, services or
- 34 procedures to maintain, diagnose or otherwise treat a patient's
- 35 physical or mental condition;
- 36
- 37 (ii) "Sexual misconduct" means:
- 38
- 39 (A) Any behavior by a licensee that involves
- 40 offers of exchange of medical services for some form of sexual
- 41 gratification; or
- 42

1 (B) Sexual contact or sexual intrusion, as
2 defined in W.S. 6-2-301(a), that occurs while the patient is
3 under the care of the licensee.”.

4
5 Page 2-line 1 After “**Section**” delete “1.” and insert “2.”.

6
7 Page 2-line 3 After “(ii)” delete “,” and insert “and”.

8
9 Page 2-line 5 Delete “and 33-21-146(a)(xi),”.

10
11 Page 2-line 6 Delete entirely.

12
13 Page 2-line 7 Delete “subsection (c)”.

14
15 Page 4-lines 22 and 23 Delete entirely.

16
17 Page 5-lines 1 through 22 Delete entirely.

18
19 Page 6-lines 1 through 3 Delete entirely.

20
21 Page 6-line 5 After “**Section**” delete “2.” and insert “3.”;
22 after “6-2-303(a)(viii)” delete “is” and
23 insert “, 33-25-111(a)(xx), 33-26-
24 102(a)(xiii) and 33-26-402(a)(vii) are”.

25
26 Page 6-line 7 After “**Section**” delete “3.” and insert “4.”.

27
28 Page 7-line 8 After “**Section**” delete “4.” and insert “5.”;
29 delete balance of line and insert:

30
31 “(a) Section 4 of this act is effective immediately upon
32 completion of all acts necessary for a bill to become law as
33 provided by Article 4, Section 8 of the Wyoming Constitution.”

34
35 (b) Except as otherwise provided in subsection (a) of
36 this section, this act is effective July 1, 2018.”. BARLOW,
37 CHAIRMAN