

## HOUSE BILL NO. HB0195

Wyoming medical review panel-repeal.

Sponsored by: Representative(s) Olsen, Crago, Larsen,  
Nicholas, Oakley, Simpson, Sommers and Stith  
and Senator(s) Hicks, Nethercott, Perkins  
and Steinmetz

A BILL

for

1 AN ACT relating to the medical review panel; repealing the  
2 Wyoming Medical Review Panel Act of 2005; ceasing review of  
3 new malpractice claims by the medical review panel;  
4 transferring a position; and providing for effective dates.

5

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

7

8 **Section 1.** W.S. 1-38-102(d) is amended to read:

9

10 **1-38-102. Action to be brought by wrongful death**  
11 **representative; recovery exempt from debts; measure and**  
12 **element of damages; limitation of action.**

13

1           (d) An action for wrongful death shall be commenced  
2 within two (2) years after the death of the decedent.—If  
3 ~~the decedent's death involved medical malpractice this~~  
4 ~~limitation period shall be tolled as provided in W.S.~~  
5 ~~9-2-1518 upon receipt by the director of the medical review~~  
6 ~~panel of a malpractice claim.~~

7

8           **Section 2.** W.S. 9-2-1513 through 9-2-1523 are  
9 repealed.

10

11           **Section 3.** On and after the effective date of this  
12 section, no malpractice claims against health care  
13 providers shall be filed with the medical review panel  
14 created by W.S. 9-2-1517(a). On and after the effective  
15 date of this section, all activities related to the  
16 implementation of the Wyoming Medical Review Panel Act of  
17 2005 shall be ceased except as necessary to finalize  
18 decisions on malpractice claims against health care  
19 providers that are filed with the medical review panel  
20 prior to the effective date of this section.

21

22           **Section 4.** For the period commencing on the effective  
23 date of this section and ending June 30, 2022, one (1)

1 full-time position and associated funding is transferred  
2 from the Medicaid review office (unit 0701) to the law  
3 office (unit 0101) within the attorney general's office.  
4 Nothing in this section shall be construed to limit the  
5 authority of the governor to effect voluntary transfers of  
6 positions between programs within executive branch agencies  
7 as otherwise authorized by law.

8

9 **Section 5.**

10

11 (a) Except as provided in subsection (b) of this  
12 section, this act is effective July 1, 2022.

13

14 (b) Sections 3 through 5 of this act are effective  
15 immediately upon completion of all acts necessary for a  
16 bill to become law as provided by Article 4, Section 8 of  
17 the Wyoming Constitution.

18

19 (END)