HOUSE BILL NO. HB1005

Coronavirus immunity provisions—2.

Sponsored by: Representative(s) Tass and Miller

A BILL

for

AN ACT relating to civil procedure; providing immunity from civil liability for damages and injuries resulting from exposure to coronaviruses as specified; defining terms; specifying applicability; and providing for an effective date.

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

Section 1. W.S. 1-1-139 is created to read:

1-1-139. Immunity from civil liability for coronavirus exposure or illness.

(a) As used in this section:
(i) "Business entity" means a corporation, association, partnership, trust, joint venture, limited liability company, limited liability partnership or other legal business entity and shall include both for profit and nonprofit entities. For purposes of this section, "business entity" shall include employees and agents of the business entity while the employee or agent is acting within the scope of his employment;

(ii) "Coronavirus" means:

(A) Severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) or the disease caused by severe acute respiratory syndrome coronavirus 2;

(B) Any coronavirus that results in a pandemic.

(b) Except as provided in subsection (c) of this section, a property owner, property lessee, property user or a business entity is immune from civil liability for any action or omission that resulted in alleged exposure to or the contracting of coronavirus on the property or premises
of the property owner, property lessee, property user or business entity.

(c) This section shall not grant immunity to any property owner, property lessee, property user or business entity if the injury from actual or perceived exposure to or the contracting of coronavirus resulted from an intentional action of exposing an individual to coronavirus.

Section 2. This act shall apply to actions and omissions and injuries from actual or perceived exposure to coronavirus that occur on or after the effective date of this act.

Section 3. 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.