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

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

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

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

1-38-102. Action to be brought by wrongful death representative; recovery exempt from debts; measure and element of damages; limitation of action.
(d) An action for wrongful death shall be commenced within two (2) years after the death of the decedent. If the decedent's death involved medical malpractice this limitation period shall be tolled as provided in W.S. 9-2-1518 upon receipt by the director of the medical review panel of a malpractice claim.

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 W.S. 9-2-1513 through 9-2-1523 are repealed.

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

Section 4. For the period commencing on the effective date of this section and ending June 30, 2022, one (1)
full-time position and associated funding is transferred from the Medicaid review office (unit 0701) to the law office (unit 0101) within the attorney general's office. Nothing in this section shall be construed to limit the authority of the governor to effect voluntary transfers of positions between programs within executive branch agencies as otherwise authorized by law.

Section 5.

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

(b) Sections 3 through 5 of this act are 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)