

HOUSE BILL NO. HB0120

Living organ donor protection.

Sponsored by: Representative(s) O'Hearn

A BILL

for

1 AN ACT relating to the insurance code; prohibiting
2 discrimination against living organ donors by certain
3 insurers; providing definitions; specifying applicability;
4 and providing for an effective date.

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

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8 **Section 1.** W.S. 26-20-803 is created to read:

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10 **26-20-803. Living organ donor coverage.**

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12 (a) No individual or group health insurance policy
13 issued by any health insurance issuer or life insurance
14 policy, disability insurance policy or long-term care
15 insurance policy shall:

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1 (i) Deny or cancel coverage to a covered person
2 solely on the basis of the person's status as a living
3 organ donor;

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5 (ii) Deny eligibility, or continued eligibility
6 to a covered person, to enroll or to renew coverage under
7 the terms of a policy, contract or certificate, solely on
8 the basis of the person's status as a living organ donor;

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10 (iii) Reduce or limit coverage or benefits,
11 increase the premiums or otherwise adversely affect the
12 coverage or cost for a covered person's policy, contract or
13 certificate solely on the basis of the person's status as a
14 living organ donor without any additional actuarial risk
15 involved;

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17 (iv) Preclude a covered person from donating all
18 or part of an organ or tissues as a condition of receiving
19 or continuing to receive coverage under a policy, contract
20 or certificate.

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22 **Section 2.** W.S. 26-20-801(a)(i) and by creating a new
23 paragraph (iii) is amended to read:

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2 **26-20-801. Definitions.**

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4 (a) As used in this article:

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6 (i) "Covered person" means a policyholder,
7 subscriber, enrollee, member or individual covered by any
8 policy, contract or certificate listed in W.S.
9 26-20-802(a). As used in W.S. 26-20-803, "covered person"
10 also includes a policyholder, subscriber, enrollee, member
11 or individual covered by any life insurance, disability
12 insurance or long-term care insurance policy;

13

14 (iii) "Living organ donor" means a person who is
15 not deceased and who has donated all or part of one (1) or
16 more of the person's own organs or tissues to another
17 person for transplant.

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19 **Section 3.** This act shall apply to any insurance
20 contract or policy offered, issued, renewed, delivered or
21 issued for delivery in this state on or after July 1, 2022.

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1 **Section 4.** This act is effective July 1, 2022.

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(END)