

HOUSE BILL NO. HB0284

Required hospital services.

Sponsored by: Representative(s) Provenza, Larsen, L, Strock
and Wharff and Senator(s) Barlow, Brennan,
Gierau and Schuler

A BILL

for

1 AN ACT relating to public health and safety; requiring
2 hospitals licensed by the department of health to provide
3 specified services; authorizing hospitals to apply to the
4 department of health to waive obstetrics, labor and
5 delivery services as specified; making conforming
6 amendments; and providing for an effective date.

7

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

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10 **Section 1.** W.S. 35-2-915 is created to read:

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12 **35-2-915. Minimum general acute hospital and critical**
13 **care access hospital services.**

14

1 (a) A hospital licensed through the department and
2 whose support, either in whole or in part, is derived from
3 public funds and provides inpatient acute care shall:

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5 (i) Offer the following minimum services as
6 defined by the department:

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8 (A) Emergency services;

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10 (B) Radiology services;

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12 (C) Laboratory services; and

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14 (D) Nursing services.

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16 (ii) Offer, subject to the waiver provision of
17 subsection (b) of this section, obstetrics, labor and
18 delivery services.

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20 (b) A hospital licensed by the department whose
21 support, either in whole or in part, is derived from public
22 funds and that seeks to waive the requirement to offer
23 obstetrics, labor and delivery services under paragraph

1 (a)(ii) of this section shall submit an application to the
2 department. The application shall include:

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4 (i) Sufficient information to demonstrate one of
5 the following:

6

7 (A) Continued maintenance of obstetrics,
8 labor and delivery services would place undue financial
9 hardship on the hospital;

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11 (B) That patient volume for the obstetrics,
12 labor and delivery services is too low to ensure staff
13 competency and availability; or

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15 (C) Personnel, equipment or medical
16 expertise necessary to provide obstetrics, labor and
17 delivery services are not reasonably available at the
18 hospital.

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20 (ii) A signed letter from the board of county
21 commissioners in the county where the hospital is located
22 if the hospital is operated by the state or a political
23 subdivision of the state, or, if a publicly owned hospital,

1 a signed letter from the applicable hospital board of
2 trustees, that:

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4 (A) Attests to the fact that the waived
5 obstetrics, labor and delivery services cannot be provided
6 at the hospital, pursuant to paragraph (b)(i) of this
7 section; and

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9 (B) Concurs with the hospital's rationale
10 for requesting the waiver.

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12 (c) When a complete application for a waiver is
13 submitted, the department shall make a determination on the
14 waiver not later than thirty (30) calendar days after
15 receiving the application. The department may waive the
16 requirements of subsection (a) of this section if the
17 elements of paragraph (b)(i) of this section are proven by
18 the applicable hospital.

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20 (d) As used in this section, "hospital" means as
21 defined by W.S. 35-2-901(a)(xiii)(A) and
22 35-2-901(a)(xiii)(C).

23

1 **Section 2.** W.S. 35-2-901(a)(xxvii) is amended to
2 read:

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4 **35-2-901. Definitions; applicability of provisions.**

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6 (a) As used in this act:

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8 (xxvii) "This act" means W.S. 35-2-901 through
9 ~~35-2-914~~ 35-2-915.

10

11 **Section 3.** This act is effective July 1, 2025.

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(END)