

HOUSE BILL NO. HB0024

Health care provider reports.

Sponsored by: Representative(s) McMurtrey

A BILL

for

1 AN ACT relating to public health and safety; requiring
 2 reports of patient information by health care providers and
 3 hospitals to law enforcement agencies; delineating the
 4 contents of the report; providing definitions; providing
 5 for immunity under certain circumstances; providing a
 6 penalty; and providing for an effective date.

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

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10 **Section 1.** W.S. 35-4-901 is created to read:

11

ARTICLE 9

12

HEALTH CARE PROVIDER REPORTS

13

14

15 **35-4-901. Injuries to be reported; penalty for**
 16 **failure to report; immunity from liability.**

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1 (a) Any health care provider as defined by W.S.
2 35-2-605(a)(viii) who attends or treats:

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4 (i) A bullet wound, a gunshot wound, a powder
5 burn or any other injury arising from the discharge of a
6 firearm, an injury caused by a knife, an ice pick or any
7 other sharp or pointed instrument or a significant injury
8 caused by a battery; or

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10 (ii) A victim of a motor vehicle accident that
11 has significant injuries that the health care provider
12 believes to have been intentionally inflicted upon a person
13 or any other injury that the health care provider has
14 reason to believe involves a criminal act shall report the
15 belief to the local law enforcement agency or cause a
16 report to be made.

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18 (b) The report shall be by telephone or other spoken
19 communication and shall state the name and address of the
20 injured person, if known, the injured person's whereabouts,
21 if known, the character and extent of the person's injuries
22 and the name, address and telephone number of the person
23 making the report.

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1 (c) A health care provider who has personal knowledge
2 that the report of a wound or injury has been made in
3 compliance with this section does not have a duty to make a
4 report.

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6 (d) A health care provider who in good faith reports
7 pursuant to this section is immune from any civil or
8 criminal liability that might otherwise result by reason of
9 the action.

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11 (e) Any health care provider who fails to make a
12 report as required by this section is guilty of a
13 misdemeanor, punishable by a fine of seven hundred fifty
14 dollars (\$750.00), imprisonment in the county jail for six
15 (6) months, or both.

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17 **Section 2.** This act is effective July 1, 2002.

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(END)