

HOUSE BILL NO. HB0039

Governmental immunity-contract physicians.

Sponsored by: Representative(s) Lubnau, Cohee, Jackson,
Latta and Walsh and Senator(s) Ross and Von
Flatern

A BILL

for

1 AN ACT relating to governmental immunity; providing waiver
2 of immunity for negligence by physicians under contract
3 with county memorial hospitals and hospital districts;
4 defining public employee to include physicians providing
5 services under contract to state institutions, county
6 memorial hospitals and hospital districts; and providing
7 for an effective date.

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

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11 **Section 1.** W.S. 1-39-103(a)(iv) by creating a
12 subparagraph (F) and 1-39-110(a) are amended to read:

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14 **1-39-103. Definitions.**

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16 (a) As used in this act:

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(iv) "Public employee":

(F) Includes any physician providing services under a contract to state institutions, county memorial hospitals or hospital districts.

1-39-110. Liability; health care providers.

(a) A governmental entity is liable for damages resulting from bodily injury, wrongful death or property damage caused by the negligence of health care providers who are employees of the governmental entity, including contract physicians who are providing a service for state institutions, county memorial hospitals or hospital districts while acting within the scope of their duties.

Section 2. 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.

(END)