

HOUSE BILL NO. HB0233

Hospitals-liability coverage.

Sponsored by: Representative(s) Brown, Bagby and Lubnau
and Senator(s) Barrasso and Vasey

A BILL

for

1 AN ACT relating to county memorial hospitals and hospital
2 districts; providing an appropriation to assist county
3 memorial hospitals and hospital districts in joining the
4 local government self-insurance program; specifying how the
5 appropriation shall be used; and providing for an effective
6 date.

7

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

9

10 **Section 1.**

11

12 (a) There is appropriated from the budget reserve
13 account to a separate account within the treasurer's office
14 four million six hundred thousand dollars (\$4,600,000.00)
15 to assist county memorial hospitals and hospital districts
16 in obtaining prior acts coverage under the local government

1 self-insurance program. This appropriation shall be used,
2 upon application as described in subsection (b) of this
3 section, by the local government self-insurance joint
4 powers board, defined in W.S. 1-42-201, to ensure that
5 county memorial hospitals and hospital districts do not
6 endure a lapse in coverage due to obtaining coverage under
7 the local government self-insurance program. In using this
8 appropriation, the local government self-insurance joint
9 powers board may, at its discretion and on a case by case
10 basis, elect to procure coverage from an outside insurer
11 for prior events not covered due to the expiration of the
12 period for making claims under the county memorial
13 district's or hospital district's prior insurance policy,
14 or may elect to extend coverage under the local government
15 self-insurance program to claims that occurred during the
16 time of the lapse in coverage.

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18 (b) Application to obtain coverage under this section
19 shall be submitted to the local government self insurance
20 joint powers board with the following information:

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22 (i) A copy of the hospital district or county
23 memorial hospital's current insurance policy including a
24 statement of the current annual premium;

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2 (ii) A good faith estimate of the cost of tail
3 coverage from the current insurance provider;

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5 (iii) A description of all outstanding claim
6 periods for which coverage is needed.

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8 (c) Upon approval of coverage under the local
9 government self-insurance program, the state treasurer
10 shall transfer from the separate account to the account
11 designated by the local government self-insurance program
12 joint powers board pursuant to W.S. 1-42-113(a)(i), the
13 amount necessary to procure coverage from an outside
14 insurer for prior events not covered due to the expiration
15 of the period for making claims under the county memorial
16 hospital's or hospital district's prior insurance policy,
17 or to extend coverage under the local government self-
18 insurance program to claims that occurred during the time
19 of the lapse in coverage, as determined by the local
20 government self-insurance program joint powers board
21 pursuant to subsection (a) of this section. Application
22 for prior acts coverage under this section may only be
23 submitted once, shall be submitted prior to a hospital
24 district or memorial hospital's election to obtain coverage

1 under the local government self-insurance program and shall
2 be funded under this act in the order received by the local
3 government self-insurance program joint powers board.

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5 **Section 2.** This act is effective immediately upon
6 completion of all acts necessary for a bill to become law
7 as provided by Article 4, Section 8 of the Wyoming
8 Constitution.

9

10 (END)