

ORIGINAL HOUSE
BILL NO. 0038

ENROLLED ACT NO. 102, HOUSE OF REPRESENTATIVES

FIFTY-EIGHTH LEGISLATURE OF THE STATE OF WYOMING
2005 GENERAL SESSION

AN ACT relating to the Wyoming professional assistance program; extending program provisions to attorneys; providing for disclosure of records to licensing agency upon refusal of treatment; and providing for an effective date.

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

Section 1. W.S. 33-1-115(a)(ii), (iii) and (d) by creating a new paragraph (vi) is amended to read:

33-1-115. Professional assistance programs for health care providers and others as specified; confidentiality of records.

(a) As used in this section:

(ii) "Licensee" means any individual holding a permit or license as a health care provider as a profession or occupation regulated under this title or any individual admitted to the Wyoming state bar;

(iii) "Professional assistance program" or "program" means a program or activity relating to drug or alcohol abuse prevention, referral, treatment or rehabilitation, which is directly or indirectly assisted by a board or commission or other organization established under this title for the regulation of licensees or the Wyoming state bar.

(d) Whether or not the licensee gives his written consent, the content of the record may be disclosed as follows:

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(vi) To the state board or commission regulating the licensee, if the diagnosis or prognosis determines a clearly definable drug or alcohol abuse problem and the licensee refuses to seek treatment.

Section 2. This act is effective July 1, 2005.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk