

SENATE FILE NO. SF1005

Coronavirus immunity provisions.

Sponsored by: Senator(s) Kinskey, Agar, Biteman, Boner, Dockstader, Driskill, Hicks, Kost, Moniz and Steinmetz and Representative(s) Clausen, Lindholm, Salazar and Tass

A BILL

for

1 AN ACT relating to civil procedure; providing immunity from
2 civil liability for damages and injuries resulting from
3 exposure to coronaviruses as specified; defining terms;
4 specifying applicability; and providing for an effective
5 date.

6

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

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9 **Section 1.** W.S. 1-1-139 is created to read:

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11 **1-1-139. Immunity from civil liability for**
12 **coronavirus exposure or illness.**

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14 (a) As used in this section:

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2 (i) "Business entity" means a corporation,
3 association, partnership, trust, joint venture, limited
4 liability company, limited liability partnership or other
5 legal business entity and shall include both for profit and
6 nonprofit entities. For purposes of this section, "business
7 entity" shall include employees and agents of the business
8 entity while the employee or agent is acting within the
9 scope of his employment;

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11 (ii) "Coronavirus" means:

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13 (A) Severe acute respiratory syndrome
14 coronavirus 2 (SARS-CoV-2) or the disease caused by severe
15 acute respiratory syndrome coronavirus 2;

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17 (B) Any coronavirus that results in a
18 pandemic.

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20 (b) Except as provided in subsection (c) of this
21 section, a property owner, property lessee, property user
22 or a business entity is immune from civil liability for any
23 action or omission that resulted in alleged exposure to or

1 the contracting of coronavirus on the property or premises
2 of the property owner, property lessee, property user or
3 business entity.

4

5 (c) This section shall not grant immunity to any
6 property owner, property lessee, property user or business
7 entity if the injury from actual or perceived exposure to
8 or the contracting of coronavirus resulted from an
9 intentional action of exposing an individual to
10 coronavirus.

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12 **Section 2.** This act shall apply to actions and
13 omissions and injuries from actual or perceived exposure to
14 coronavirus that occur on or after the effective date of
15 this act.

16

17 **Section 3.** This act is effective immediately upon
18 completion of all acts necessary for a bill to become law
19 as provided by Article 4, Section 8 of the Wyoming
20 Constitution.

21

22

(END)