

SENATE FILE NO. SF1005

Coronavirus immunity provisions.

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

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.

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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, political
5 subdivision or other body of government, hospital, long-
6 term care facility or other legal business entity and shall
7 include both for profit and nonprofit entities. For
8 purposes of this section, "business entity" shall include
9 employees and agents of the business entity while the
10 employee or agent is acting within the scope of his
11 employment;

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13 (ii) "Coronavirus" means:

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

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19 (B) Any coronavirus that results in a
20 pandemic.

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22 (b) Notwithstanding the Wyoming Governmental Claims
23 Act and except as provided in subsection (c) of this

1 section, a property owner, property lessee, property user
2 or a business entity is immune from civil liability for any
3 action or omission that resulted in alleged exposure to or
4 the contracting of coronavirus on the property or premises
5 of the property owner, property lessee, property user or
6 business entity.

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

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

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

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6

(END)