



Mark Gordon
Governor

THE STATE OF WYOMING
Department of Insurance

106 E. 6th Ave. ▪ Cheyenne, Wyoming 82002

Jeffrey P. Rude
Commissioner

MEMO

TO: ALL INSURERS WRITING MEDICAL MALPRACTICE INSURANCE IN WYOMING.

FROM: JEFFREY P. RUDE, INSURANCE COMMISSIONER *JR*

RE: MEDICAL MALPRACTICE REPORTING PURSUANT TO W.S. § 26-3-124

DATE: APRIL 20, 2023

This Memo is being provided to update insurers writing medical malpractice insurance in Wyoming regarding recent legislative changes.

During the 2023 General Session of the Wyoming Legislature, changes were made regarding the requirement to report claims against health care providers. Specifically, pursuant to Enrolled Act No. 16 (23LSO-0292; SF005), W.S. § 26-3-124 was amended to read:

26-3-124. Annual statement; reporting of claims against health care providers; confidentiality; abstract of statistics.

(a) At the discretion of the commissioner and after notice provided under subsection (d) of this section, any insurer writing coverage for health care malpractice in this state, by March 1 of each year, may be required to file with the commissioner a report of all claims against a health care provider and a report of all awards or settlements given in cases against health care providers. The report shall contain the following information only for the preceding calendar year:

(d) The commissioner shall give insurers not less than three (3) months notice if the information in subsection (a) of this section will be required to be reported to the commissioner.

Effective July 1, 2023, insurers writing medical malpractice insurance in Wyoming will no longer be required to file the medical malpractice reports previously required pursuant to W.S. § 26-3-124 unless three (3) months advance notice of the requirement is provided.

If there are any questions regarding the above, please feel free to contact the Staff Attorney, Becky McFarland, at 307-777-6889 or Tana Howard, Deputy Commissioner, at 307-777-6896.