

HOUSE BILL NO. HB0108

Protection of health care providers.

Sponsored by: Representative(s) Zwonitzer, Dn, Brown,
Chadwick, Clouston, Newsome and O'Hearn and
Senator(s) Baldwin, Brennan, Nethercott and
Schuler

A BILL

for

1 AN ACT relating to crimes and offenses; creating the
2 offenses of assault, threat of violence and battery against
3 health care providers; specifying penalties; providing
4 definitions; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 6-2-512 is created to read:

9

10 **6-2-512. Assault and threats of violence against**
11 **health care providers; battery against health care**
12 **providers; penalties.**

13

14 (a) As used in this section:

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2 (i) "Assault" means an offense under W.S.
3 6-2-501(a);

4

5 (ii) "Battery" means an offense under W.S.
6 6-2-501(b);

7

8 (iii) "Health care provider" means as defined in
9 W.S. 7-13-1501(m)(iv);

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11 (iv) "Threat of violence" means an express or
12 implied threat where the person:

13

14 (A) Threatens to commit an offense
15 involving bodily injury, death or property damage of one
16 thousand dollars (\$1,000.00) or more and acts with intent
17 to cause property damage of one thousand dollars
18 (\$1,000.00) or more or acts with intent to place another
19 person in fear of imminent bodily injury, serious bodily
20 injury or death; or

21

1 (B) Makes a threat, accompanied by a show
2 of immediate force or violence, to do bodily injury to
3 another person.

4

5 (b) A person is guilty of assault against a health
6 care provider if the person:

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8 (i) Commits an assault against a health care
9 provider;

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11 (ii) Knows or reasonably should know that the
12 person is a health care provider at the time of the
13 assault; and

14

15 (iii) The health care provider was performing
16 duties within the scope of their authority or employment as
17 a health care provider at the time of the assault.

18

19 (c) A person is guilty of a threat of violence
20 against a health care provider if the person:

21

22 (i) Makes a threat of violence against a health
23 care provider;

1

2 (ii) Knows or reasonably should know that the
3 person is a health care provider at the time of the threat
4 of violence; and

5

6 (iii) The health care provider was performing
7 duties within the scope of their authority or employment as
8 a health care provider at the time of the threat of
9 violence.

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11 (d) A person is guilty of battery against a health
12 care provider if the person:

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14 (i) Commits a battery against a health care
15 provider;

16

17 (ii) Knows or reasonably should know that the
18 person is a health care provider at the time of the
19 battery; and

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21 (iii) The health care provider was performing
22 duties within the scope of their authority or employment as
23 a health care provider at the time of the battery.

1

2 (e) A person who violates subsections (b), (c) or (d)
3 of this section is:

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5 (i) For a first offense, guilty of a misdemeanor
6 punishable by imprisonment for not less than two (2) days
7 and not more than six (6) months, a fine not to exceed one
8 thousand dollars (\$1,000.00), or both;

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10 (ii) For a second or subsequent offense, guilty
11 of a felony punishable by imprisonment for not less than
12 forty-five (45) days and not more than three (3) years, a
13 fine not to exceed one thousand dollars (\$1,000.00), or
14 both.

15

16 **Section 2.** This act is effective July 1, 2024.

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18

(END)