

SENATE FILE NO. SF0047

Clinical laboratory regulation.

Sponsored by: Senator(s) Case and Representative(s) Larsen

A BILL

for

1 AN ACT relating to professions and occupations; modifying
2 the authority of clinical laboratories as specified;
3 providing an exception for the collection and testing of
4 human specimens by clinical laboratories; requiring
5 rulemaking authority; and providing for effective dates.

6

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

8

9 **Section 1.** W.S. 33-34-107(a) and by creating a new
10 subsection (e) is amended to read:

11

12 **33-34-107. Acceptance, collection, identification and**
13 **examination of specimens.**

14

15 (a) A clinical laboratory shall examine human
16 specimens ~~only~~ at the request of a licensed physician,

1 dentist or other person authorized by law to use the
2 findings of laboratory examinations. A clinical laboratory
3 may examine human specimens at the request of any person
4 for the purpose of testing and analysis and a licensed
5 physician or other authorized person shall not be required
6 to collect the specimens as provided under subsection (d)
7 of this section.

8
9 (e) This section shall not apply to a direct to
10 consumer test. For the purpose of this subsection and as
11 further defined by the department of health, a "direct to
12 consumer test" means a diagnostic device that is marketed
13 directly to consumers, where the consumer initiates the
14 testing process and collects their own human specimen for
15 the purpose of testing and analysis by a clinical
16 laboratory.

17
18 **Section 2.** The department of health shall promulgate
19 rules and regulations necessary to implement this act on or
20 before July 1, 2021.

21

22 **Section 3.**

23

1 (a) Except as provided in subsection (b) of this
2 section, this act is effective July 1, 2021.

3

4 (b) Sections 2 and 3 of this act are effective
5 immediately upon completion of all acts necessary for a
6 bill to become law as provided by Article 4, Section 8 of
7 the Wyoming Constitution.

8

9

(END)