

HOUSE BILL 155

HOUSE BILL 155

Title: AN ACT to create W.S. 25-3-201, 25-3-210 and 25-3-212; to amend and renumber W.S. 25-3-130 and 25-3-131 as 25-3-202 and 25-3-203, 25-3-135 as 25-3-204, 25-3-132 through 25-3-134 as 25-3-205 through 25-3-207, 25-3-136 and 25-3-137 as 25-3-208 and 25-3-209, 25-3-138 as 25-3-211 and 25-3-139 and 25-3-140 as 25-3-213 and 25-3-214 relating to payment and collection procedures at the state hospital; amending statutes to conform to hospital procedures; authorizing the board of charities and reform to cancel uncollectible charges; clarifying responsibility for payment when juveniles are sent for evaluation; and providing for an effective date.

Introduced by: *Ellen Crawley*

DATE	ACTION	DATE	ACTION
JAN 12 1981	READ FIRST TIME	FEB 9 1981	<i>Rep. Crawley motion to concur with Senate Amendments</i>
	REFERRED TO COM. NO. 10		Received Amended
	DELIVERED TO COM. NO. 10		House did concur on Senate Amendments
	RE-REFER TO COM. NO. 1		<i>Ayes 29 - Noes 2 - Excused 1 - Absent 0</i>
JAN 24 1981	RETURNED		RECEIVED FROM SENATE
	RECOMMENDED DO PASS 10 days		SENT TO LSO FOR ENROLLING
JAN 27 1981	CONSIDERED IN COM. OF WHOLE		RECEIVED FROM LSO ENROLLED
	RECOMMENDED DO PASS		HRA NO. 104
JAN 28 1981	READ SECOND TIME		SIGNED BY SPEAKER 2-28-81
JAN 29 1981	READ THIRD TIME		SIGNED BY PRESIDENT 2-28-81
	PASSED		APPROVED BY GOVERNOR
	<i>Ayes 41 - Noes 0 - Excused 1 - Absent 0</i>		CHAPTER NO. SESSION LAWS OF WYOMING
	Sent to Senate		
✓ 1-30-81	Received from House		
	Read first time		
	Referred to Com. No. 4		
	Delivered to Com. No. 4		
✓ 2-17-81	STANDING COMMITTEE REPORT		
	RECOMMENDED DO PASS AS AMENDED		
✓ 2-25-81	CONSIDERED ON COM. OF WHOLE		
	<i>H.B. 5551-A</i>		
	STANDING COM. WRT AMPTER		
	DO PASS		
✓ 2-26-81	READ SECOND TIME		
✓ 2-27-81	READ THIRD TIME		
	PASSED		
	<i>Ayes 38 - Noes 2 - Excused 0 - Absent 0</i>		

SENT TO HOUSE

CONTINUED ON BACK

AYES 20
NOES _____
EXCUSED 1
ABSENT _____
TOTAL 21
LESS _____

Date 1/29/81

Roll Call of the House of the FORTY-SIXTH LEGISLATURE of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
63 ARNOLD	✓				30 PHELAN	✓			
62 ASAY	✓				29 PROSSER	✓			
61 BRYANT	✓				28 PUGH	✓			
60 BUDD <i>Agg</i>	✓				27 RATLIFF	✓			
59 BURNETT					26 ROTH	✓			
58 BURNS	✓				25 SALISBURY	✓			
57 BYRD	✓				24 SANDERS	✓			
56 CHAMBERLAIN	✓				23 SCHWOPE	✓			
55 CROSS	✓				22 SCOTT, C	✓			
54 CROWLEY	✓				21 SCOTT, D.	✓			
53 CURRY	✓				20 SHREVE	✓			
52 DONLEY	✓				19 SIDI <i>Agg</i>	✓			
51 DUSL	✓				18 SIMONS <i>Agg</i>			✓	
50 EDWARDS	✓				17 SIMPSON <i>Agg</i>	✓			
49 ESKENS	✓				16 SMITH	✓			
48 GETTER	✓				15 SORENSEN	✓			
47 HANSEN	✓				14 STAUFFER	✓			
46 HEMMERT	✓				13 STEWART	✓			
45 JENSEN	✓				12 STRAND	✓			
44 JONES <i>Agg</i>	✓				11 TARTER	✓			
43 KINNISON	✓				10 THOMPSON	✓			
42 LARSON, T. <i>Agg</i>	✓				9 THORSON	✓			
41 LUMMIS <i>JJ</i>	✓				8 TIPTON	✓			
40 MacMILLAN	✓				7 TROWBRIDGE	✓			
39 MARTON	✓				6 URBIGKIT <i>Agg</i>	✓			
38 McCARTHY	✓				5 VINICH	✓			
37 McILVAIN	✓				4 WALLIS	✓			
36 MEENAN	✓				3 WIEDERSPAHN	✓			
35 MICHELI	✓				2 WINNINGER	✓			
34 MICHIE	✓				1 MR. SPEAKER	✓			
33 MURPHY	✓				PRESENT _____	AYES _____ NOES _____ EXCUSED _____ ABSENT _____			
32 ODDE	✓								
31 PERRY	✓								

NB 155 3rd Date 2/27/01

Roll Call of the Senate

of the FORTY-SIXTH LEGISLATURE

of Wyoming

	Ayes	Noes	Excused	Absent
31 ARNEY	✓			
30 BOYLE				
29 BUSSART				
28 CHRISTENSEN				
27 CUNDALL				
26 DAILY				
25 DOWNING				
24 FRISBY				
23 GEIS				
22 HICKEY				
21 LARSON, R.				
20 MAJHANOVICH				
19 MOORE				
18 NICHOLAS				
17 NICHOLS				
16 NORRIS				
15 NORTHRUP				
14 PARKS				
13 PECK				
12 PROFFIT				
11 RECTOR				
10 SADLER				
9 SEDAR				
8 STAFFORD				
7 STROOCK				
6 TAGGART				
5 TRUE		✓		
4 TURNER	✓			
3 YOUTZ	✓			
2 ZIMMER	✓			
1 MR. PRESIDENT		✓		

PRESENT _____ AYES 28
 _____ NOES 2
 _____ EXCUSED 0
 _____ ABSENT 0
 _____ TOTAL 30

Date 1/29/81

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
63 ARNOLD	✓				30 PHELAN	✓			
62 ASAY	✓				29 PROSSER	✓			
61 BRYANT	✓				28 PUGH	✓			
60 BUDD <i>agg</i>	✓				27 RATLIFF	✓			
59 BURNETT	<i>WMT</i>				26 ROTH	✓			
58 BURNS	✓				25 SALISBURY	✓			
57 BYRD	✓				24 SANDERS	✓			
56 CHAMBERLAIN	✓				23 SCHWOPE	✓			
55 CROSS	✓				22 SCOTT, C	✓			
54 CROWLEY	✓				21 SCOTT, D.	✓			
53 CURRY	✓				20 SHREVE	✓			
52 DONLEY	✓				19 SIDI <i>agg</i>	✓			
51 DUSL	✓				18 SIMONS <i>cl</i>			✓	
50 EDWARDS	✓				17 SIMPSON <i>agg</i>	✓			
49 ESKENS	✓				16 SMITH	✓			
48 GETTER	✓				15 SORESENSEN	✓			
47 HANSEN	✓				14 STAUFFER	✓			
46 HEMMERT	✓				13 STEWART	✓			
45 JENSEN	✓				12 STRAND	✓			
44 JONES <i>agg</i>	✓				11 TARTER	✓			
43 KINNISON	✓				10 THOMPSON	✓			
42 LARSON, T <i>agg</i>	✓				9 THORSON	✓			
41 LUMMIS	✓				8 TIPTON	✓			
40 MacMILLAN	✓				7 TROWBRIDGE	✓			
39 MARTON	✓				6 URBIGKIT <i>agg</i>	✓			
38 McCARATHY	✓				5 VINICH	✓			
37 McILVAIN	✓				4 WALLIS	✓			
36 MEENAN	✓				3 WIEDERSPAHN	✓			
35 MICHELI	✓				2 WINNINGER	✓			
34 MICHIE	✓				1 MR. SPEAKER	✓			
33 MURPHY	✓				PRESENT _____	AYES <u>61</u> NOES _____ EXCUSED <u>1</u> ABSENT _____			
32 ODDE	✓								
31 PERRY	✓								

AYES 61
 NOES _____
 EXCUSED 1
 ABSENT _____
 TOTAL 62
 LESS _____

7113155Dr. D. Dravly - mook
ConnerDate 2/28/81

Roll Call of the House

of the FORTY-SIXTH LEGISLATURE

of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
63 ARNOLD	✓			✗	30 PHELAN	✓			
62 ASAY	✓				29 PROSSER	✓			
61 BRYANT	✓				28 PUGH	✓			
60 BUDD	✓				27 RATLIFF	✓			
59 BURNETT					26 ROTH	✓			
58 BURNS	✓				25 SALISBURY	✓			
57 BYRD	✓				24 SANDERS	✓			
56 CHAMBERLAIN	✓				23 SCHWOPE	✓			
55 CROSS	✓				22 SCOTT, C	✓			
54 CROWLEY	✓				21 SCOTT, D.	✓			
53 CURRY	✓				20 SHREVE	✓			
52 DONLEY	✓				19 SIDI	✓			
51 DUSL	✓				18 SIMONS	✓			
50 EDWARDS	✓				17 SIMPSON <i>E X</i>			✓	
49 ESKENS	✓				16 SMITH	✓			
48 GETTER	✓				15 SORENSEN	✓			
47 HANSEN	✓				14 STAUFFER	✓			
46 HEMMERT	✓				13 STEWART	✓			
45 JENSEN	✓				12 STRAND	✓			
44 JONES	✓				11 TARTER	✓			
43 KINNISON	✓				10 THOMPSON	✓			
42 LARSON, T.	✓				9 THORSON	✓			
41 LUMMIS	✓				8 TIPTON	✓			
40 MacMILLAN	✓				7 TROWBRIDGE	✓			
39 MARTON	✓				6 URBIGKIT	✓			
38 McCARTHY	✓	✓			5 VINICH	✓			✗
37 McILVAIN	✓				4 WALLIS	✓			
36 MEENAN	✓	✓			3 WIEDERSPAHN	✓			
35 MICHELI	✓				2 WINNINGER	✓			
34 MICHIE	✓				1 MR. SPEAKER	✓			
33 MURPHY	✓				PRESENT				
32 ODDE	✓								
31 PERRY	✓								

AYES 59
 NOES 2
 EXCUSED 1
 ABSENT 1
 TOTAL 62
 LESS

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, January 23, 1981

Mr. Speaker:

Your Committee No. 1 on JUDICIARY

to whom was referred H. B. No. 155

respectfully reports same back to the House with the recommendation that it

DO PASS

AYESNOESEXCUSED

0

0

Chamberlain

Hansen

Lummis

McCarthy

Odde

Scott

Tipton

Trowbridge

Wiederspahn

Crowley

Ellen Crowley

Chairman

HB 155

HB155SS1/A

Page 3-line 16 After the second "the" insert "state".
-NORTHROP

House of Intro
____ To Com No. _____
____ Stand Report Do ____ Amd ____ Not ____
____ Com Whole Do ____ Amd ____ Not ____
____ 2nd Reading Amd ____
____ 3rd Reading Amd ____ Pass ____ Fail ____

Second House
____ To Com No. _____
____ Stand Report Do ____ Amd ____ Not ____
____ Com Whole Do ____ Amd ____ Not ____
____ 2nd Reading Amd ____
____ 3rd Reading Amd ____ Pass ____ Fail ____

INTRODUCED

1981

STATE OF WYOMING

81LSO-105.01

HOUSE BILL NO. 155

State hospital collection procedure.

Sponsored by: Representative CROWLEY

A BILL

for

1 AN ACT to create W.S. 25-3-201, 25-3-210 and 25-3-212; to
2 amend and renumber W.S. 25-3-130 and 25-3-131 as 25-3-202
3 and 25-3-203, 25-3-135 as 25-3-204, 25-3-132 through
4 25-3-134 as 25-3-205 through 25-3-207, 25-3-136 and
5 25-3-137 as 25-3-208 and 25-3-209, 25-3-138 as 25-3-211
6 and 25-3-139 and 25-3-140 as 25-3-213 and 25-3-214 relat-
7 ing to payment and collection procedures at the state
8 hospital; amending statutes to conform to hospital proce-
9 dures; authorizing the board of charities and reform to
10 cancel uncollectible charges; clarifying responsibility
11 for payment when juveniles are sent for evaluation; and

1 providing for an effective date.

2 Be It Enacted by the Legislature of the State of Wyoming:

3 Section 1. W.S. 25-3-201, 25-3-210 and 25-3-212 are
4 created to read:

5 ARTICLE 2

6 FISCAL PROVISIONS

7 25-3-201. Definitions.

8 (a) As used in this act:

9 (i) "Board" means the state board of charities
10 and reform;

11 (ii) "Established charge" means that part of
12 the unit cost for which the patient, the patient's estate
13 and the legally responsible persons are liable. The
14 established charge may equal but not exceed the unit
15 costs;

16 (iii) "Legally responsible person" means the
17 patient, a responsible relative, a guardian or a person
18 who has signed an agreement to pay unit costs under W.S.
19 25-3-203;

1 (iv) "Patient" means a patient admitted to the
2 state hospital under article 1 of this chapter;

3 (v) "Responsible relatives" means a patient's
4 spouse or parents;

5 (vi) "State hospital" means the Wyoming state
6 hospital at Evanston, Wyoming;

7 (vii) "Unit cost" means the average cost per
8 day of providing treatment through the state hospital for
9 a patient within a classification, including basic costs
10 of maintaining a patient at the state hospital, based on
11 actual fiscal year expenditures;

12 (viii) "This act" means W.S. 25-3-201 through
13 25-3-213.

14 25-3-210. Arrearages certified to the board; can-
15 celled if uncollectible.

16 (a) The head of the hospital shall certify to the
17 board any patient account which is five (5) years in
18 arrears. The board shall inquire to determine if:

19 (i) The account is not collectible because the
20 patient is indigent;

1 (ii) The legally responsible person is without
2 financial means;

3 (iii) Payment would be a hardship for the
4 legally responsible person or his family;

5 (iv) Settlement determined by the board has
6 been met;

7 (v) The patient died leaving no estate;

8 (vi) Collection has been pursued in accordance
9 with W.S. 25-3-136 and the account is found not collect-
10 ible;

11 (vii) Partial payment has been obtained
12 through a claim filed under subsection (b) of this section
13 and no further assets are available.

14 (b) If the board finds there is no likelihood of re-
15 covering the charges at any time in the future, and the
16 charges are not collectible from any other source, the
17 board shall declare the charges uncollectible and cancel
18 them.

19 25-3-212. Liability for charges of juveniles hospi-
20 talized under court order. If a juvenile is committed to
21 the state hospital for treatment pursuant to W.S.

1 14-6-219, his responsible relatives are liable for the
2 established charges to the same extent as patients.

3 Section 2. W.S. 25-3-130 and 25-3-131 are renumbered
4 as 25-3-202 and 25-3-203, 25-3-135 is renumbered as
5 25-3-204, 25-3-132 through 25-3-134 are renumbered as
6 25-3-205 through 25-3-207, 25-3-136 and 25-3-137 are
7 renumbered as 25-3-208 and 25-3-209, 25-3-138 is renum-
8 bered as 25-3-211 and 25-3-139 and 25-3-140 are renumbered
9 as 25-3-213 and 25-3-214 are amended to read:

10 25-3-130, 25-3-202. Classification of patients; unit
11 costs of service and treatment; patients' accounts.

12 (a) The board shall promulgate on ~~July~~ OCTOBER 1 of
13 each year a schedule ~~which shall set forth classifications~~
14 ~~of~~ CLASSIFYING the types of services and treatment
15 rendered patients so that patients receiving reasonably
16 similar service and treatment may be identified as a
17 class. ~~Such classification~~ THE BOARD shall ~~take into con-~~
18 ~~sideration~~ CONSIDER the ~~varying degrees of~~ costs incident
19 to the class of service and treatment. The ~~foregoing~~
20 schedule shall also set forth a unit cost for each clas-
21 sification. ~~Unit cost shall mean the average cost per day~~
22 ~~of providing the service and treatment through the state~~
23 ~~hospital for each patient within the classification,~~

1 ~~including--basic--costs--of--maintaining--a-patient-at-the~~
2 ~~state-hospital.~~

3 (b) Upon admission ~~to-a-hospital, all-patients~~ EACH
4 PATIENT shall be assigned a classification, and A record
5 SHALL BE kept ~~thereof-which--shall--also--reflect~~ OF THE
6 PATIENT'S CLASSIFICATION AND any changes in classifi-
7 cation. All classifications or changes ~~must~~ SHALL be
8 approved by the head of the hospital.

9 (c) The board ~~shall-provide, at-its-discretion, for~~
10 ~~the-exclusion-of~~ MAY EXCLUDE the identifiable cost of the
11 maintenance and operation of the state hospital which ~~are~~
12 ~~in-its-judgment~~ IS directed primarily to the public inter-
13 est rather than to the immediate benefit of the ~~individual~~
14 patients in residence at any ~~one-(1)~~ time.

15 (d) An account for each patient shall record the
16 unit costs for each month or fraction thereof. The ~~unit~~
17 ~~costs-or~~ established charge shall be paid in the manner
18 ~~hereinafter~~ provided IN THIS ACT and credited to the
19 account of the patient, ~~and-the-payers.~~

20 ~~25-3-131.~~ 25-3-203. Agreements to pay cost of care;
21 investigation of financial ability.

22 (a) A patient, ~~admitted-under-the-provisions-of-this~~

1 ~~act,--or~~ the patient's guardian, or any person interested
2 in the patient's welfare may sign an agreement to pay to
3 the hospital the full unit cost for the patient's care.

4 (b) When a person who has signed an agreement to pay
5 the full unit cost becomes unable or unwilling to continue
6 payments thereunder, or when no ~~such~~ agreement ~~has-been~~
7 ~~WAS signed at-the-time-of-admission-of~~ WHEN the patient
8 ~~WAS~~ ADMITTED to the hospital, the ~~board~~ HOSPITAL shall
9 ~~cause-inquiry-to-be-made-so-as-to~~ establish ~~such~~ facts as
10 ~~may-be~~ necessary to determine the financial ability of any
11 THE patient or A legally responsible ~~relative~~ PERSON to
12 pay for the patient's unit costs.

13 ~~25-3-135,25-3-204.~~ Voluntary payments. The head of
14 the hospital ~~is--authorized-to~~ MAY accept voluntary pay-
15 ments toward the unit cost of care from any interested
16 ~~individual--or-agency,--Any-such~~ PERSON. A voluntary pay-
17 ment shall be accounted for as though it were a mandatory
18 payment by the patient or by a LEGALLY responsible ~~rela-~~
19 ~~tive~~ PERSON.

20 ~~25-3-132,25-3-205.~~ Formulas for determining finan-
21 cial ability and established charges.

22 (a) The ~~board~~ STATE HOSPITAL shall annually promul-

1 gate formulas by which the ability of the patient or other
2 responsible person to pay unit costs shall be determined
3 and an established charge determined. ~~An--established~~
4 ~~charge--shall--mean--that--part--of--the--unit--cost--for--which--the~~
5 ~~patient--the--patient's--estate--and--his--responsible--rela-~~
6 ~~tives--shall--be--liable--The--total--established--charges--may~~
7 ~~equal--but--may--not--exceed--the--unit--costs--~~

8 (b) The ~~aforesaid~~ formulas shall:

9 (i) ~~Provide--for--exemption--for--such~~ EXEMPT A
10 portion of the person's total income ~~as--shall--be~~ suffi-
11 cient to maintain a reasonable standard of living ~~both~~ for
12 the person and his dependents;

13 (ii) Require that the ~~aforesaid~~ exemptions be
14 subtracted from the total income in determining the income
15 available for calculation of the established charge; and

16 (iii) ~~Fix that~~ THE percentage of the available
17 income which shall be assessed as the established charge.

18 (c) The head of the hospital shall establish the
19 charge pursuant to the ~~foregoing~~ formula upon ~~completion~~
20 ~~of--such~~ COMPLETING THE inquiry, ~~as--the--board--may--direct--~~
21 IF THE LEGALLY RESPONSIBLE PERSON IS WITHOUT FINANCIAL
22 MEANS, OR IF PAYING THE ESTABLISHED CHARGE WOULD BE A

1 HARDSHIP ON THE LEGALLY RESPONSIBLE PERSON OR HIS FAMILY,
2 THEN AN ESTABLISHED CHARGE MAY BE DEFERRED UNTIL EITHER
3 THE PATIENT IS RELEASED AND A CHARGE IS ESTABLISHED PUR-
4 SUANT TO W.S. 25-3-134(b), OR THE HEAD OF THE HOSPITAL
5 RECEIVES NEW INFORMATION CONCERNING THE LEGALLY RESPON-
6 SIBLE PERSON'S ABILITY TO PAY. Any payor may protest his
7 charge to the board, which may affirm the charge or estab-
8 lish a different charge.

9 (d) Any available special funds, such as hospi-
10 talization insurance, social security benefits, disability
11 compensation, AND veterans' benefits, ~~and the like~~, shall
12 be considered as part of the total assets of a patient.

13 ~~25-3-133~~, 25-3-206. Liability for payment of charges;
14 persons liable.

15 (a) ~~The patient, the patient's estate, the patient's~~
16 ~~responsible relatives and~~ Any other private person or cor-
17 poration having custody of funds belonging to the patient
18 or available for his maintenance ~~shall be~~ IS liable as
19 ~~hereinafter provided~~ for the payment of established
20 charges determined by the head of the hospital. ~~7-pro-~~
21 ~~vided~~, However, that no guardian, trustee, ~~representative~~
22 payee ~~or other~~ person having custody of such funds shall
23 be BELONGING TO THE PATIENT OR AVAILABLE FOR HIS MAINTENANCE

1 NANCE IS liable ~~in-that-capacity~~ in excess of the amounts
2 ~~of-such~~ funds actually received by him. ~~In-the-event~~ IF a
3 patient ~~is--possessed--of~~ IS INCOMPETENT AND POSSESSES
4 assets or insurance but has no person ~~in--charge--thereof~~
5 and with authority to ~~so pay,--then~~ OUT OF THE FUNDS, the
6 ~~board-shall-have-authority,--in-the-name-of--the--state--of~~
7 ~~Wyoming,--to~~ HOSPITAL MAY initiate guardianship proceedings
8 of the patient's estate IN THE NAME OF THE STATE OF
9 WYOMING.

10 ~~(b)--The-patient's-spouse-or-parents-shall-be-respon-~~
11 ~~sible-relatives-for-the-payment-of-established-charges.~~

12 ~~(c)~~(b) The head of the hospital shall first estab-
13 lish a charge payable from the patient's own funds. ~~+~~ When
14 ~~such~~ THE charge equals the unit cost, the patient and his
15 estate shall be solely and exclusively liable for the
16 ~~same.--Should~~ CHARGE. IF more than one (1) person have HAS
17 custody of funds belonging to the patient or available for
18 his maintenance, the head of the hospital shall establish
19 the charge to be paid on the patient's behalf by each ~~such~~
20 payor.

21 ~~(d)--When-the-total-of-the-established-charge-against~~
22 ~~the-patient's-funds-is-less-than-the-unit-cost,--the--head~~
23 ~~of--the--hospital--shall--also--establish--charges-for-the~~

1 responsible-relatives,-if-any,-based-upon--the--difference
2 between--the-unit-cost-and-the-charges-established-for-the
3 patient,-in-such-case,-each-payer-shall-be-liable-for--the
4 respective--charge-established-for-him,-Any-charges-estab-
5 lished-for-responsible-relatives-pursuant-to-this--section
6 shall-be-prorated-among-the-aforesaid-relatives-in-proper-
7 tion--to--each--one's-ability-to-pay,-as-determined-by-the
8 head-of-the-hospital,-unless--otherwise--agreed-upon--by
9 them,-Any-payer--shall--inform--the-head-of-the-hospital
10 promptly-of-any-significant-change-in-the-funds--available
11 for--paying--costs-of-the-patient's-care,-The-head-of-the
12 hospital-shall-review-the-established-charges--on--receipt
13 of--any--new-and-pertinent-information,-but-in-any-case-he
14 shall-review-the-charges-established-for--part-paying--and
15 nonpaying--patients--upon--change-of-classification-of-the
16 patient-and-at-least-every-two-(2)-years,-He-shall--adjust
17 the--charges-when-the-facts-so-warrant-and-may-cause-addi-
18 tional-inquiry--into--the--financial--ability--to--pay--of
19 responsible-persons-as-may-be-approved-by-the-board-

20 25-3-134,25-3-207. Same; limitations on liability;
21 collections after release or death; five year limitation.

22 (a) Responsible--relatives--shall--be--liable,-and
23 remain-liable-after-the-patient's-discharge,-only-for--the

1 ~~amount--of--established--charges--billed--to--them--for--the~~
2 ~~period--of--the--patient's--hospitalization--regardless--of~~
3 ~~whether--the--full--unit--cost--has--been--paid.~~ The liability of
4 a spouse for payment of established charges during hospi-
5 talization shall terminate at the end of two (2) years of
6 cumulative ~~institutional~~ HOSPITAL care. The liability of
7 parents for payment of established charges during hospi-
8 talization shall terminate either at the end of two (2)
9 years of cumulative ~~institutional~~ HOSPITAL care or when
10 the patient becomes an adult, whichever ~~shall~~ OCCURS
11 first. ~~occur.~~ After ~~such~~ liability has been terminated,
12 ~~however,~~ voluntary payments, ~~as--hereinafter--provided,~~ may
13 be accepted. RESPONSIBLE RELATIVES SHALL BE LIABLE, AND
14 REMAIN LIABLE AFTER THE PATIENT'S RELEASE, ONLY FOR THE
15 AMOUNT OF ESTABLISHED CHARGES BILLED TO THEM FOR THE
16 PERIOD OF THE PATIENT'S HOSPITALIZATION.

17 (b) The patient and his estate ~~shall--be~~ ARE liable
18 after ~~discharge~~ RELEASE for the payment of any portion of
19 unit costs which has not been ~~billed~~ PAID as an estab-
20 lished charge. ~~and~~ The head of the hospital shall fix an
21 established charge for the ~~discharged~~ RELEASED patient
22 which shall be billed to him and collections therefrom
23 applied to ~~satisfaction--of--such~~ THE indebtedness until it
24 is satisfied. ~~In--the--event--of--the--death--of~~ IF a patient or

1 a discharged RELEASED patient DIES, his estate shall-be IS
2 liable for all unit costs not recovered from established
3 charges unless the board determines that no claim or a
4 lesser claim should be filed against the estate due to the
5 need for support from the proceeds of the estate of the
6 legal dependents of the patient who are the beneficiaries
7 of his estate.

8 ~~(e)--All--billings-and-collections-under-this-section~~
9 ~~shall-be-accomplished-in-the-same-manner-provided-in--this~~
10 ~~act--for-other-billings-and-collections-~~

11 25-3-136, 25-3-208. Bills; collection of arrearages;
12 certificates of indebtedness; liens.

13 (a) When any patient continues to receive service
14 beyond the last day of any calendar month, a bill shall be
15 mailed by the head of the hospital by the fifteenth day of
16 the succeeding month to each of the patient's payors
17 covering the total charges accrued in the payer's
18 PATIENT'S account. ~~during-the-preceding-month-~~

19 (b) At the time of any-paying A patient's discharge
20 RELEASE a bill shall be rendered to the patient and to any
21 other payor, covering the total charges accrued to their
22 ~~several-accounts~~ THE PATIENT'S ACCOUNT since the preceding

1 bill was rendered. ~~{b}--Accounts~~ AN ACCOUNT which are IS
2 not paid within forty-five (45) days after discharge--or
3 ~~within--forty-five--(45)--days--after--the-last-day-of-the~~
4 ~~calendar-month-during-which-service-was-provided-shall--be~~
5 RELEASE IS in arrears, ~~and-subject-to-interest-charges-at~~
6 ~~the-rate-of-five-percent-(5%)-per-annum-~~

7 (c) Each PATIENT OR HIS payor shall be regularly
8 notified MONTHLY of the amount of any arrearages in his
9 ~~particular~~ THE PATIENT'S account. ~~{e}~~ The head of the
10 hospital shall ~~certify--to--the--board--the~~ ISSUE TO EACH
11 PAYOR A CERTIFICATE OF INDEBTEDNESS FOR ANY account of
12 ~~each--payor~~ in which ~~an-established-charge-has~~ ANY UNPAID
13 CHARGES HAVE been in arrears for three (3) months. ANY
14 PAYOR MAY REQUEST THE BOARD TO REVIEW THE CERTIFICATE.
15 UPON REQUEST, the board shall review the ~~established~~
16 ~~charge~~ CHARGES and the financial resources of the payor.
17 ~~and-it-is-authorized-to~~ THE PAYOR SHALL HAVE AN OPPOR-
18 TUNITY TO PRESENT TO THE BOARD MATTERS PERTINENT TO SET-
19 TLEMENT. IF IT WOULD BE IMPROPER TO COLLECT THE CHARGES
20 FROM THE PAYOR, OR TO COLLECT THE CHARGES FROM ANY LEGALLY
21 RESPONSIBLE PERSON BECAUSE THE PERSON IS WITHOUT FINANCIAL
22 MEANS OR THE PAYMENT WOULD BE A HARDSHIP FOR HIM OR HIS
23 FAMILY, THE BOARD MAY compromise and settle arrearages on
24 such terms ~~as--may-be~~ determined ~~in-the-discretion-of~~ BY

1 the board. Each-payer-whose-account-has-been-certified--to
2 the--board-shall-be-notified-by-the-board-by-registered-or
3 certified-mail-of-such-fact-and-provided--with--an--oppo-
4 tunity--to--present--to--the--board-such-matters-as-may-be
5 deemed-pertinent-to-settlement-of-the-arrearage. The payer
6 BOARD shall be-notified ISSUE A CERTIFICATE TO THE PAYOR
7 of the arrearage OR SETTLEMENT as finally determined by
8 the board. If AN ARREARAGE EXISTS AFTER FINAL DETERMI-
9 NATION OF THE BOARD AND the payor shall-fail FAILS to
10 settle such THE account within two (2) months from the
11 date of such THE notice, the board-shall-certify-to-the
12 department-of-revenue-the--finally--determined arrearage,
13 which--amount--shall-constitute IS an indebtedness owed to
14 the state of Wyoming. and The department-of--revenue HEAD
15 OF THE HOSPITAL shall proceed-to collect the same DEBT.

16 (d) The certificate of indebtedness, issued-by-the
17 board ARREARAGE OR SETTLEMENT IS CONCLUSIVE OF THE AMOUNT
18 OF INDEBTEDNESS. THE CERTIFICATE shall contain:

19 (i) The name of the patient and other persons
20 responsible for established-charges UNIT COSTS;

21 (ii) The name of the institution to which the
22 patient was admitted and the names of any other insti-
23 tutions to which he may-have-been WAS transferred;

1 (iii) The unit cost of the patient's care on
2 admission, subsequent changes in that cost, and the total
3 unit cost to date;

4 (iv) ~~the-established-charges-as-determined--by~~
5 ~~the--head-of-the-hospital-or-the-board~~ THE TOTAL AMOUNT OF
6 PAYMENTS RECEIVED BY THE HOSPITAL TO APPLY TO THE FULL
7 UNIT COSTS;

8 (v) The total amount of actual accumulated
9 arrearages in the account of each payor; and

10 (vi) The amount determined ~~by-the-board~~ to be
11 payable to discharge and settle the indebtedness of the
12 payor. ~~Such-certificate-shall-be-signed-by--the--secretary~~
13 ~~of--the--board-and-shall-be-conclusive-as-to-the-amount-of~~
14 ~~the-indebtedness.~~

15 (e) The ~~department-of-revenue~~ HEAD OF THE HOSPITAL
16 may ~~cause--such~~ FILE THE certificate ~~to-be-filed~~ with the
17 clerks of district courts. From the time of ~~such~~ filing,
18 the certificate ~~shall-constitute~~ IS a lien with the same
19 force and effect as a money judgment entered by a district
20 court in which the certificate is filed. Upon satisfaction
21 of the lien, the ~~department-of-revenue~~ HEAD OF THE HOSPI-
22 TAL shall ~~cause~~ FILE a satisfaction of lien ~~to-be-filed~~

1 forthwith.

2 (f) The head of the hospital, ~~the board, or the~~
3 ~~department of revenue, as may be appropriate,~~ shall cause
4 MAKE a claim for accrued, ~~established~~ charges ~~or arrear-~~
5 ~~ages to be made~~ against the estate of a deceased patient,
6 ~~former patient~~ whose unit costs have not been paid. ~~or~~
7 ~~other responsible relative.~~

8 25-3-137.25-3-209. State to bear costs of those
9 unable to pay; collection from after-acquired assets.

10 (a) ~~In the event~~ IF a patient or LEGALLY responsible
11 ~~relatives have~~ PERSON HAS no available assets at the time
12 of or during hospitalization for ~~fixing~~ PAYING an estab-
13 lished charge, all costs of ~~care,~~ treatment and trans-
14 portation shall be borne by the state. ~~of Wyoming through~~
15 ~~the board.~~ However, if at any time during or after hospi-
16 talization the patient ~~shall acquire~~ ACQUIRES assets or a
17 regular income, the head of the hospital, ~~or the board in~~
18 ~~eases of patients discharged for more than three (3)~~
19 ~~months,~~ shall ~~proceed to~~ collect unit costs in the manner
20 herein provided.

21 (b) THIS SECTION DOES NOT REQUIRE THE COLLECTION OF
22 ANY ARREARAGE MORE THAN FIVE (5) YEARS PAST DUE.

1 ~~25-3-138~~ 25-3-211. Liability for charges of persons
2 committed as not triable by reason of present insanity. If
3 any person accused of any crime, misdemeanor or offense
4 ~~shall-be~~ IS found "not triable by reason of present insan-
5 ity" and is committed to the Wyoming state hospital as
6 provided by law, ~~such-person~~ THE PATIENT and ~~his~~ LEGALLY
7 responsible ~~relatives-shall-be~~ PERSONS ARE liable for the
8 ~~established~~ UNIT charges to the same extent as ~~mentally~~
9 ~~ill-persons~~ ANY OTHER PATIENT.

10 ~~25-3-139~~ 25-3-213. Care and treatment of mentally
11 ill prisoners; no charge for hospitalization. The board
12 shall ~~make--provision~~ PROVIDE for the ~~care,--custody-and~~
13 treatment of mentally ill persons under sentence to a
14 correctional or penal institution. ~~The-board-may-transfer~~
15 ~~such--persons--upon--the-recommendation-of-the-head-of-the~~
16 ~~institution-to-a-designated-hospital--in--such--cases~~ The
17 inmate shall be treated in the hospital without obligation
18 to him or his responsible relatives.

19 ~~25-3-140~~ 25-3-214. County may collect from persons
20 liable. ~~All-costs-necessarily-incurred-to-provide-for--the~~
21 ~~eustody--and-detention-of-mentally-ill-persons-pursuant-to~~
22 ~~emergency-or-involuntary-hospitalization-proceedings-shall~~
23 ~~be-paid-by-the-county-commissioners.--The--county--commis-~~

1 ~~sioners--shall--also-pay-a-reasonable-fee-to-such-licensed~~
2 ~~physician-or-designated-examiner-as-may-examine--a--person~~
3 ~~pursuant-to-section-10-(a)-of-this-act--Such-costs-as-well~~
4 as Costs incurred by the county ~~for--the-payment-of~~
5 ~~appointed-legal-counsel-and-judicially-appointed-examiners~~
6 UNDER ARTICLE 1 OF THIS CHAPTER may be recovered from ~~such~~
7 ~~THE~~ persons or sources ~~as-are~~ designated in this act as
8 liable for the costs of care of the patient.

9 Section 3. This act is effective July 1, 1981.

10

(END)

FISCAL NOTE

Anticipated REVENUE to:	Fiscal Year 19	Fiscal Year 19
TOTAL ESTIMATED REVENUE		
Anticipated COST to:	Fiscal Year 19	Fiscal Year 19
TOTAL ESTIMATED COST		

No apparent fiscal or personnel impact.

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