

SENATE FILE NO. SF0029

Legislator participation in state benefit plans.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to administration of government; specifying  
 2 that state legislators may not participate in the state  
 3 employees and officials group insurance plan; specifying  
 4 eligibility of state legislator participation in the  
 5 Wyoming deferred compensation program and imposing  
 6 limitations; specifying application; and providing for an  
 7 effective date.

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

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11 **Section 1.** W.S. 9-3-203(a)(ix), 9-3-501(a)(iii),  
 12 9-3-508(a) and 9-3-509 by creating a new subsection (j) are  
 13 amended to read:

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15 **9-3-203. Definitions.**

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1 (a) As used in this act:

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3 (ix) "Official" means any elected or appointed  
4 state official who receives compensation other than expense  
5 reimbursement from state funds, except for members of the  
6 legislature and officials serving on an intermittent,  
7 irregular or less than halftime basis;

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9 **9-3-501. Definitions.**

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11 (a) As used in this article:

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13 (iii) "Employee" means any member of the state  
14 legislature or person including any elected official  
15 employed by and receiving compensation from the state of  
16 Wyoming or a county, city, town or other political  
17 subdivision, but does not include any at-will contract  
18 employee under W.S. 9-2-1022(a)(xi)(F);

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20 **9-3-508. Amount of state's contribution; qualified**  
21 **annuity plan contributions authorized; estimates submitted**  
22 **to state budget officer.**

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1           (a) The state shall contribute monthly to the program  
2 the amount established and appropriated by the legislature  
3 for each employee and official contributing to and  
4 participating in the program in accordance with subsections  
5 (b) and (c) of this section, except that there shall be no  
6 state contribution for any member of the legislature  
7 eligible for participation in the program solely in his  
8 capacity as a state legislator. Any legislative  
9 appropriation under any act adopted by the legislature for  
10 contributions under this section shall be expended solely  
11 for the purposes specified in this section during the  
12 budget period for which the appropriation is made and shall  
13 not be carried forward for contributions in succeeding  
14 budget periods.

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16           **9-3-509. Enrollment of state employees in the plan;**  
17 **notice to employee; contribution rate; investment of funds**  
18 **by retirement system; withdrawal period; plan document to**  
19 **provide for automatic enrollment.**

20  
21           (j) This section shall not apply to any member of the  
22 legislature participating in the program solely in his  
23 capacity as a state legislator.

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2           **Section 2.** This act shall not be applied to affect  
3 the participation of any member of the legislature lawfully  
4 participating as of the effective date of this act in any  
5 of the plans subject to this act. This act shall not be  
6 construed to prohibit participation by a state legislator  
7 in any plan subject to this act if participation is based  
8 upon employment or holding of an office other than as a  
9 member of the legislature.

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

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(END)