

ENROLLED ACT NO. 38, SENATE

FIFTY-EIGHTH LEGISLATURE OF THE STATE OF WYOMING  
2005 GENERAL SESSION

AN ACT relating to the Wyoming retirement system; requiring a state retiree who is rehired in any capacity by a participating employer to notify the retirement board and elect participation as specified; and providing for an effective date.

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

**Section 1.** W.S. 9-3-415(g) (intro) and (h) (intro) is amended to read:

**9-3-415. When retirement permitted; service credit.**

(g) Subject to subsection (h) of this section and in accordance with rule and regulation of the board protecting the actuarial integrity of the system and its status as a federally qualified plan, any retired member rehired by a participating employer in any capacity including, but not limited to, as a contract employee or as an employee of a third party contractor under an agreement with a participating employer, shall notify the board in writing of his election to:

(h) Except as otherwise provided in this subsection, if a retired member is rehired by a participating employer on a permanent, full-time basis in any capacity including, but not limited to, as a contract employee or as an employee of a third party contractor under an agreement with a participating employer, within six (6) months from the date of payment of the first monthly retirement benefit under the system following retirement, the member shall immediately notify the board and request his benefit payment be cancelled and that he be reinstated as a contributing member. If within this six (6) month period and following a break in service of at least thirty (30)

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days, a retired member may continue to receive a retirement benefit in accordance with paragraph (g)(ii) of this section if he is:

**Section 2.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the Senate.

\_\_\_\_\_  
Chief Clerk