

## HOUSE BILL NO. HB0229

Animal control and community service officers retirement.

Sponsored by: Representative(s) Martin, Barnard, Gilmore,  
Hastert, Walsh and Watt and Senator(s)  
Sessions

## A BILL

for

1 AN ACT relating to the Wyoming retirement system;  
2 authorizing municipal animal control and community service  
3 officers to participate in the law enforcement retirement  
4 system; amending a definition; permitting employers to pay  
5 the difference between coverage under the retirement system  
6 and the law enforcement retirement system for municipal  
7 animal control and community service officers; conditioning  
8 implementation upon receipt of required payments and  
9 transfer of covered animal control and community service  
10 officers as specified; providing for funding; and providing  
11 for an effective date.

12

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

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15 **Section 1.** W.S. 9-3-402(a)(xviii) and 9-3-432(b) are  
16 amended to read:

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**9-3-402. Definitions.**

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(a) As used in this article:

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(xviii) "Law enforcement officer" or "officer"

7

means any member who is a county sheriff, deputy county

8

sheriff, municipal police officer, duly authorized

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investigator of the Wyoming livestock board meeting the

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specifications of W.S. 7-2-101(a)(iv)(E), investigator

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employed by the Wyoming state board of outfitters and

12

professional guides meeting the specifications of W.S.

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7-2-101(a)(iv)(J), Wyoming correctional officer, Wyoming

14

law enforcement academy instructor, University of Wyoming

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campus police officer, detention officer or dispatcher for

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law enforcement agencies. Law enforcement officer also

17

includes municipal animal control or community services

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officers when the municipal employer and employee have

19

agreed to fund benefits provided to law enforcement

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officers under W.S. 9-3-432;

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**9-3-432. Law enforcement officers; contributions;**

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**benefit eligibility; service and disability benefits; death**

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**benefits; benefit options.**

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2 (b) Except as otherwise provided, each employer of a  
3 law enforcement officer covered under this article shall  
4 pay into the account a contribution equal to eight and six-  
5 tenths percent (8.6%) of the salary paid to each of its law  
6 enforcement officers covered under this article and may pay  
7 into the account any amount of the officer's share of  
8 contributions under subsection (a) of this section. For  
9 municipal animal control and community service officers,  
10 the employer may pay the difference between the  
11 contribution required by W.S. 9-3-412(a) and the  
12 contribution required by this section. For municipal  
13 animal control and community service officers, if the  
14 employer does not pay the difference between the  
15 contribution required by W.S. 9-3-412(a) and the  
16 contribution required by this section, the municipal animal  
17 control or community service officer shall pay the amount.

18 Payments under this subsection shall be made monthly to the  
19 account in accordance with W.S. 9-3-413 and are subject to  
20 the penalties imposed under W.S. 9-3-413 for delinquent  
21 contributions. No additional contribution shall be imposed  
22 upon the state, any city, town or county for benefits  
23 provided law enforcement officers under this article.

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1           **Section 2.**

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3           (a) Each employer with animal control or community  
4 service officers covered under the Wyoming retirement  
5 system shall on or before June 30, 2005:

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7           (i) Pay amounts necessary to the retirement  
8 account for maintaining the actuarial integrity of the  
9 account and funding all liability arising from transferring  
10 its covered animal control or community service officers to  
11 the retirement system for coverage under W.S. 9-3-432, or  
12 for expanding retirement system coverage under W.S.  
13 9-3-432, as of the date of entry into the system or  
14 expansion of coverage, as applicable;

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16           (ii) Transfer the covered animal control or  
17 community service officers for coverage under W.S. 9-3-432  
18 or ensure retirement system coverage for its animal control  
19 and community service officers under W.S. 9-3-432, as  
20 applicable, as of the date of entry or expansion of  
21 coverage.

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23           (b) Coverage of animal control and community service  
24 officers under W.S. 9-3-432 shall not be implemented by the

1 Wyoming retirement board until funds payable to the Wyoming  
2 retirement system are received as required by this section  
3 for deposit into the retirement account, as necessary for  
4 maintaining the actuarial integrity of the account and  
5 funding all liability arising under this act, for years of  
6 service prior to the date of entry or expansion of  
7 coverage.

8  
9 (c) In addition to subsection (b) of this section,  
10 coverage of animal control and community service officers  
11 under W.S. 9-3-432 shall not be implemented by the Wyoming  
12 retirement board until funds necessary for maintaining the  
13 actuarial integrity of the account and funding any  
14 liability arising under this act, are deposited into the  
15 Wyoming retirement account, and contributions required  
16 under W.S. 9-3-432(a) and (b) are paid to the Wyoming  
17 retirement system for deposit into the retirement account  
18 for at least two (2) months of covered service following  
19 the date of entry or expansion of coverage, as applicable.

20

21 **Section 3.** This act is effective July 1, 2005.

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(END)