

HOUSE BILL NO. HB0204

State employee health insurance-dependents of deceased.

Sponsored by: Representative(s) McOmie, Hallinan and
Harvey and Senator(s) Burns and Scott

A BILL

for

1 AN ACT relating to state employee health insurance;
2 providing for coverage of dependents after the death of an
3 employee while acting in the course of employment; amending
4 a definition; and providing for an effective date.

5

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

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8 **Section 1.** W.S. 9-3-203(a)(iii) and 9-3-209 by
9 creating a new subsection (d) are amended to read:

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11 **9-3-203. Definitions.**

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13 (a) As used in this act:

14

15 (iii) "Dependent" means an employee's spouse,
16 each unmarried child under the age of eighteen (18),

1 including adopted children, stepchildren and foster
2 children, and each unmarried child between the age of
3 eighteen (18) and twenty-three (23) years who is a
4 full-time student in an accredited educational or
5 vocational institution, and for whom the employee is the
6 major source of financial support. "Dependent" includes an
7 otherwise qualified dependent of a deceased employee as
8 provided in W.S. 9-3-209(d);

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10 **9-3-209. Dependents; election of coverage; later**
11 **election; change in number of dependents; extended**
12 **coverage.**

13
14 (d) The dependents of any employee or official who
15 has elected to have his dependents covered as provided in
16 subsection (a) of this section, and who subsequently dies
17 while acting within the course of employment as an official
18 or employee, shall continue to be covered for a period of
19 six (6) months after the date of the employee's or
20 official's death. The agency that employed the deceased
21 employee shall ascertain from the state auditor the
22 agency's contribution pursuant to W.S. 9-3-210 for the six
23 (6) month period and the agency shall pay the department
24 the amount required for the coverage. The dependents shall

1 be responsible for any portion required to be paid by the
2 employee for coverage during the six (6) month period.

3

4 **Section 2.** It is the intention of the legislature
5 that the extended health insurance coverage for the
6 dependents of employees or officials who die while acting
7 within the course of their employment provided for in
8 section 1 of this act constitutes payment pursuant to a
9 moral obligation of the state as recognized by the Wyoming
10 Supreme Court in *State v. Carter*, 30 Wyo. 223 (1923).

11

12 **Section 3.** This act is effective July 1, 2007.

13

14 (END)