

HOUSE BILL NO. HB0107

Retirement system-efficient disbursement method.

Sponsored by: Representative(s) Henderson, Harshman,
Sommers and Zwonitzer and Senator(s) Case
and Driskill

A BILL

for

1 AN ACT relating to the state retirement system; authorizing
2 retirement system disbursement mechanisms approved by the
3 state auditor; requiring supervision by the state auditor;
4 and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 9-1-402 by creating a new subsection
9 (d), 9-3-408(a), 9-3-710, 15-5-422(a) and 35-9-617(b) are
10 amended to read:

11

12 **9-1-402. State auditor; duties generally.**

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1 (d) The state auditor may approve an alternative to
2 the use of warrants drawn by the state auditor for the
3 disbursement of retirement system benefits, provided that:

4
5 (i) The attorney general review the legality of
6 the alternative; and

7
8 (ii) The state auditor supervise the use of any
9 approved alternative disbursement method to ensure the safe
10 keeping of funds and that disbursements are made
11 appropriately.

12
13 **9-3-408. Designated custodian of retirement account;**
14 **disbursements; investment of account monies.**

15
16 (a) The board may designate the state treasurer or a
17 master custodial bank approved by the state treasurer as
18 the custodian of the retirement account. Disbursements from
19 the retirement account for purposes specified in W.S.
20 9-3-407(c) shall be made ~~only~~ upon warrants drawn by the
21 state auditor upon certification by authorized system
22 employees or using an appropriate alternative method
23 approved by the state auditor. All retirement account

1 disbursements shall be accounted for in accordance with the
2 uniform state accounting system or in a manner approved by
3 the state auditor or the state treasurer as provided under
4 W.S. 9-4-214. As used in this subsection, "authorized
5 system employees" means the director and his designees who
6 have authorized signatures on file with the state auditor.

7

8 **9-3-710. Disposition of funds; custodian of monies.**

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10 Funds accruing to the account used to fund benefits for the
11 program under this act shall be commingled with all money
12 on deposit with the state treasurer in the Wyoming
13 retirement account. The board may designate the state
14 treasurer as the custodian of the retirement account.
15 Disbursements from the account for purposes as specified in
16 W.S. 9-3-407(c) shall be made ~~only~~ upon warrants drawn by
17 the state auditor upon certification by authorized system
18 employees or using an appropriate alternative method
19 approved by the state auditor. All disbursements from the
20 account shall be accounted for in accordance with the
21 uniform state accounting system or in a manner approved by
22 the state auditor or the state treasurer as provided under
23 W.S. 9-4-214. As used in this section, "authorized system

1 employees" means the director and his designees who have
2 authorized signatures on file with the state auditor,
3 "director" means the director of the Wyoming retirement
4 system, and "system" means the Wyoming retirement system.

5

6 **15-5-422. Payments; when and how made; protections;**
7 **nonassignability; qualified domestic relations order.**

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9 (a) Payments made under this article shall be made to
10 the beneficiaries on or before the fifth day of each month.
11 ~~and~~ Payments shall be made by voucher drawn against the
12 firemen's pension account and paid by the state auditor out
13 of the account or using an appropriate alternative method
14 approved by the state auditor. No payments made under this
15 article are subject to judgment, attachment, execution,
16 garnishment or other legal process and are not assignable
17 nor shall the board recognize any assignment nor pay over
18 any sum assigned.

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20 **35-9-617. Volunteer firefighter, EMT and search and**
21 **rescue pension account; merger with other pension accounts;**
22 **membership.**

23

1 (b) The account established under subsection (a) of
2 this section shall be controlled by the board and
3 administered by the director of the Wyoming retirement
4 system. All expenses of administration shall be paid from
5 the account. Disbursements from the account shall be made
6 ~~only~~ upon warrants drawn by the state auditor upon
7 certification by authorized system employees or using an
8 appropriate alternative method approved by the state
9 auditor.

10

11 **Section 2.** This act is effective July 1, 2021.

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(END)