

## HOUSE BILL NO. HB0202

Volunteer firefighter and EMT pension account-amendments.

Sponsored by: Representative(s) Burkhardt and Senator(s)  
Baldwin and Coe

A BILL

for

1 AN ACT relating to pension accounts; increasing the member  
2 contribution paid to the volunteer firefighter and EMT  
3 pension account; authorizing an additional pension payment to  
4 members as specified; directing insurance premiums to the  
5 account as specified; and providing for an effective date.

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

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9       **Section 1.** W.S. 26-4-102(b)(ii), 35-9-621(a) and (e)  
10 and 35-9-628 by creating a new subsection (b) are amended to  
11 read:

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13       **26-4-102. Record of receipts; payment to treasurer;**  
14 **credit to fund.**

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1 (b) The commissioner shall promptly deposit all monies  
2 he receives from any charges to the general fund, with receipt  
3 and acknowledgement submitted to the state treasurer, except  
4 that:

5  
6 (ii) An amount not to exceed seventy percent (70%)  
7 of the gross premium tax levied upon fire insurance premiums  
8 shall be deposited by the state treasurer in the volunteer  
9 firefighter and EMT pension account pursuant to W.S. ~~35-9-628~~  
10 35-9-628(a). An additional amount equal to five percent (5%)  
11 of the gross premium tax levied upon fire insurance premiums  
12 shall be deposited by the state treasurer in the volunteer  
13 firefighter and EMT pension account pursuant to W.S.  
14 35-9-628(b). For purposes of this paragraph, the gross  
15 premium tax levied upon fire insurance premiums is equal to  
16 thirty percent (30%) of the total gross premium tax levied  
17 upon all property, casualty and multiple line insurers.

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19 **35-9-621. Benefits enumerated; death of participant or**  
20 **spouse; amount and payment of contributions; death benefits;**  
21 **withdrawal from pension account.**

22

1           (a) For any participating member attaining the  
2 retirement age and service requirements as specified under  
3 subsection (d) of this section, the board shall authorize:

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5           (i) A monthly payment to the member during the  
6 member's remaining lifetime of an amount equal to sixteen  
7 dollars (\$16.00) per year of service for the first ten (10)  
8 years of service and nineteen dollars (\$19.00) per year of  
9 service over ten (10) years of service;

10  
11           (ii) One (1) additional payment to the member each  
12 year during the member's remaining lifetime, subject to  
13 available funding from amounts deposited to the account under  
14 W.S. 35-9-628(b). The calculation of the amount of the  
15 additional payment shall be determined by board rule in a  
16 manner guided by actuarial practice that affords substantial  
17 equity to members of the account. In no event shall the  
18 amount of the additional payment to any member exceed the  
19 amount of one (1) monthly payment provided to the member under  
20 paragraph (i) of this subsection.

21  
22           (e) A volunteer firefighter or volunteer EMT is a  
23 participating member under this article for each month a

1 contribution of ~~fifteen dollars (\$15.00)~~ sixteen dollars  
2 (\$16.00) is made by or on behalf of the member. For purposes  
3 of eligibility for benefits under subsections (b) and (c) of  
4 this section, a volunteer firefighter or EMT is a  
5 participating member beginning the first month following the  
6 month in which the required monthly payment and any required  
7 application for participation is actually received by the  
8 Wyoming retirement system. To continue as a participating  
9 member, subsequent monthly payments shall be received by the  
10 Wyoming retirement system not later than three (3) months  
11 following the close of the calendar month for which the  
12 payments are applicable. With the consent of and upon any  
13 terms and conditions established by the board, payments may  
14 be accepted at an earlier or later date. The board shall  
15 maintain full and complete records of the contributions made  
16 on behalf of each participating member and on request, shall  
17 furnish any participating member a statement of the  
18 contribution amounts and the dates for which contributions  
19 were received. If contributions have varied in amount, the  
20 board may make appropriate adjustments in the benefits  
21 awarded. In making any adjustment, the board shall be guided  
22 by actuarial practice to afford substantial equity to members  
23 of the pension account. No penalty shall be imposed upon any

1 participating member transferring employment in Wyoming if  
2 required payments are made on a timely basis.

3

4 **35-9-628. Deposits of tax on fire insurance premiums**  
5 **into account.**

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7 (b) The state treasurer shall deposit into the account  
8 an amount equal to five percent (5%) of the gross tax levied  
9 upon fire insurance premiums paid to insurance companies for  
10 fire insurance in the state of Wyoming for the preceding  
11 calendar quarter, as computed under W.S. 26-4-102(b)(ii) and  
12 provided by W.S. 26-4-103(k). The sum specified shall be:

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14 (i) In addition to the amount specified in  
15 subsection (a) of this section;

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17 (ii) Separately accounted for and used only to  
18 provide payments to members under W.S. 35-9-621(a)(ii);

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20 (iii) Calculated before giving effect to any  
21 premium tax credits which may otherwise be provided by law.

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1           **Section 2.** This act is effective July 1, 2019.

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(END)