

ORIGINAL HOUSE
BILL NO. HB0221

ENROLLED ACT NO. 49, HOUSE OF REPRESENTATIVES

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING
2017 GENERAL SESSION

AN ACT relating to labor and employment; increasing bond or other security required for nonresident employers; expanding application of bond or security funds; increasing the penalty for violations; and providing for an effective date.

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

Section 1. W.S. 27-1-106(b), (c)(i), by creating a new paragraph (ii) and by amending and renumbering (ii) as (iii) and 27-1-107 are amended to read:

27-1-106. Certain nonresident employers required to post bond; exceptions.

(b) The bond or other security required by subsection (a) of this section shall be in the amount of ~~ten thousand dollars (\$10,000.00)~~ twenty thousand dollars (\$20,000.00) plus an additional ~~one thousand dollars (\$1,000.00)~~ two thousand dollars (\$2,000.00) for each one hundred twenty thousand dollars (\$120,000.00) or fraction thereof that the expected wages exceed one hundred twenty thousand dollars (\$120,000.00) annually.

(c) The bond or security provided for in this section shall ensure:

(i) The payment of wages of employees working in the state; ~~and~~

(ii) The payment of civil penalties the occupational health and safety commission may assess; and

~~(ii)(iii)~~ (iii) All other payments or obligations of the nonresident employer required by:

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(A) The Wyoming Worker's Compensation Act unless waived by the director pursuant to W.S. 27-14-302;~~;~~

(B) Any other section under title 27 of Wyoming statutes or any department of workforce services rule or regulation.

27-1-107. Nonresident employers to post bond; penalty.

Any person or persons, corporation, agent, manager or employer who shall violate or fail to comply with any of the provisions of W.S. 27-1-106 shall be deemed guilty of a misdemeanor, and upon conviction thereof shall for each offense, be subject to a fine of not more than ~~seven hundred fifty dollars (\$750.00)~~ one thousand dollars (\$1,000.00), imprisonment ~~in the county jail~~ for not more than one (1) year, or both.

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Section 2. This act is effective July 1, 2017.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk