

SENATE FILE NO. SF0022

State active duty medical expense reimbursement.

Sponsored by: Joint Transportation, Highways and Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to the national guard; providing for the
2 reimbursement of uncompensated medical expenses incurred
3 during specified types of service; providing exceptions;
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. 19-9-210 and 19-9-403(a) and (b) are
9 amended to read:

10

11 **19-9-210. State active duty without pay.**

12

13 (a) Members of the Wyoming national guard may
14 voluntarily request to be placed upon orders for state
15 active duty, without pay, when assistance has been
16 requested from an agency or political subdivision of this

1 state or the federal government and such assistance has
2 been approved by the adjutant general. Members shall
3 receive from the requesting agency pay and allowances equal
4 to the greater of their military pay or that of civilians
5 employed by the requesting agency in the same or similar
6 positions and reimbursement of uncompensated medical
7 expenses as provided in W.S. 19-9-403(a).

8
9 (b) When serving on state active duty, without pay,
10 members shall be deemed state employees for the purpose of
11 being covered under the Wyoming Worker's Compensation Act,
12 are entitled to receive reasonable medical expense
13 reimbursement as provided by W.S. 19-9-403(a) as a benefit
14 and their state active duty shall be considered an
15 extrahazardous occupation under W.S. 27-14-108.

16
17 **19-9-403. Pay and allowances of officers and enlisted**
18 **men in active state service and state active duty; worker's**
19 **compensation coverage for national guard members; no**
20 **pension denied by reason of service.**

21
22 (a) Officers and enlisted men while in active state
23 service shall receive the same pay and allowances as are
24 paid for the same rank and grade for service in the armed

1 forces of the United States. While serving in state active
2 duty, officers and enlisted men are entitled to receive
3 reimbursement for reasonable medical expenses paid by or on
4 behalf of the officer or enlisted man as a direct
5 consequence of state active duty. Medical expenses paid by
6 any third party on behalf of the officer or enlisted man,
7 with the exception of expenses paid by the Wyoming military
8 department, shall not be eligible for reimbursement.

9
10 (b) Members of the Wyoming national guard while in
11 state active duty by order or voluntarily at the request of
12 the governor shall be deemed state employees for purpose of
13 being covered under the Wyoming Worker's Compensation Act,
14 are entitled to receive reasonable medical expense
15 reimbursement as provided in subsection (a) of this section
16 as a benefit and their state active duty shall be
17 considered as an extrahazardous occupation under W.S.
18 27-14-108.

19
20 **Section 2.** This act is effective July 1, 2010.

21
22 (END)