

SENATE FILE NO. SF0114

Law enforcement retirement-corrections officers.

Sponsored by: Senator(s) Vasey and Representative(s) Diercks, Warren and White

A BILL

for

1 AN ACT relating to law enforcement retirement; authorizing  
2 specified employees of the department of corrections to  
3 participate in the law enforcement retirement system;  
4 amending a definition; conditioning implementation upon  
5 receipt of required payments and transfer of covered  
6 employees as specified; providing an appropriation; and  
7 providing for an effective date.

8

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

10

11 **Section 1.** W.S. 9-3-402(a)(xviii) is amended to read:

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13 **9-3-402. Definitions.**

14

15 (a) As used in this article:

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1           (xviii) "Law enforcement officer" or "officer"  
2 means any member who is a county sheriff, deputy county  
3 sheriff, municipal police officer, duly authorized  
4 investigator of the Wyoming livestock board meeting the  
5 specifications of W.S. 7-2-101(a)(iv)(E), investigator  
6 employed by the Wyoming state board of outfitters and  
7 professional guides meeting the specifications of W.S.  
8 7-2-101(a)(iv)(J), Wyoming correctional officer, probation  
9 and parole agent employed by the Wyoming department of  
10 corrections, employee of the Wyoming department of  
11 corrections' institutions whose duties most often occur  
12 outside the presence of a Wyoming correctional officer and  
13 primarily include the direct supervision, care and control  
14 of persons committed to the custody of or transferred to  
15 the department of corrections, Wyoming law enforcement  
16 academy instructor, University of Wyoming campus police  
17 officer, detention officer or dispatcher for law  
18 enforcement agencies;

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20           **Section 2.**

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22           (a) Coverage of probation and parole agents employed  
23 by the Wyoming department of corrections and employees of  
24 the Wyoming department of corrections' institutions whose

1 duties most often occur outside the presence of a Wyoming  
2 correctional officer and primarily include the direct  
3 supervision, care and control of persons committed to the  
4 custody of or transferred to the department of corrections  
5 under W.S. 9-3-432 as provided by section 1 of this act  
6 shall not be implemented by the Wyoming retirement board  
7 until funds payable to the Wyoming retirement system are  
8 received for deposit into the retirement account, as  
9 necessary for maintaining the actuarial integrity of the  
10 account and funding all liability arising under this act,  
11 for years of service prior to the date of entry or  
12 expansion of coverage.

13

14 (b) In addition to subsection (a) of this section,  
15 W.S. 9-3-432, with respect to probation and parole agents  
16 employed by the Wyoming department of corrections and  
17 employees of the Wyoming department of corrections'  
18 institutions whose duties most often occur outside the  
19 presence of a Wyoming correctional officer and primarily  
20 include the direct supervision, care and control of persons  
21 committed to the custody of or transferred to the  
22 department of corrections, shall not be implemented by the  
23 Wyoming retirement board until funds necessary for  
24 maintaining the actuarial integrity of the account and

1 funding any liability arising under this act, are deposited  
2 into the Wyoming retirement account by the Wyoming  
3 department of corrections and contributions required under  
4 W.S. 9-3-432(a) and (b) are paid to the Wyoming retirement  
5 system for deposit into the retirement account for at least  
6 two (2) months of covered service following the date of  
7 entry of coverage, as applicable.

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9       **Section 3.** There is appropriated three million nine  
10 hundred thousand dollars (\$3,900,000.00) from the general  
11 fund to the department of corrections to be deposited in  
12 the retirement account as required by section 2 of this act  
13 to fund the liability arising under this act for the  
14 coverage of Wyoming probation and parole agents employed by  
15 the department of corrections and other employees of the  
16 Wyoming department of corrections' institutions whose  
17 duties most often occur outside the presence of a Wyoming  
18 correctional officer and primarily include the direct  
19 supervision, care and control of persons committed to the  
20 custody of or transferred to the department of corrections,  
21 as provided in section 1 of this act.

22

1       **Section 4.** This act is effective July 1, 2005.

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(END)