



SF0066

Slayer rule-amendments.

Sponsored By: Senator(s) Cooper, Hutchings and Nethercott and
Representative(s) Greear, Oakley and Winter

AN ACT relating to wills, decedents' estates and probate code; specifying that taking the life of another precludes rights of survivorship and payable on death benefits; specifying the order in which benefits accrue as between the deceased and the person who caused the death; and providing for an effective date.

1/15/2021 Bill Number Assigned
1/25/2021 S Received for Introduction
2/4/2021 S Introduced and Referred to S01 - Judiciary
3/8/2021 S01 - Judiciary:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Cooper, French, Kolb, Kost, Nethercott
Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/8/2021 S Placed on General File

SF0066SS001/ADOPTED

Page 2-line 10 Delete "July 1, 2021" and insert "immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution". NETHERCOTT, CHAIRMAN

SF0066SW001/ADOPTED (CORRECTED COPY)

Page 2-after line 8 Insert:

"(iii) Inherit, receive or otherwise take any property conveyed by the deceased person by beneficiary designation, transfer on death designation, payable on death designation or other conveyance that occurs because of the death of the deceased person.". PERKINS

3/11/2021 S COW:Passed
3/12/2021 S 2nd Reading:Laid Back
3/17/2021 S 2nd Reading:Laid Back

SF0066S2001/ADOPTED

Page 1-line 8 After "W.S. 2-14-101(a)" insert "and (c)".

Page 2-after line 8 Insert:

"(c) In every instance mentioned in this section all benefits that would accrue to any such person upon the death of the person whose life is taken shall become subject to distribution among the other beneficiaries or heirs of the deceased person according to the will, trust or other valid dispositive instrument of the deceased person as though the person causing the death of the deceased person has predeceased the deceased person, or if no such valid instrument exists, according to the rules of descent and distribution. However, an insurance company is discharged of all liability under a policy issued by it upon payment of the proceeds in accordance with the terms thereof unless before payment the company receives written notice by or in behalf of some claimant other than the beneficiary named in the policy that a claim to the proceeds of

the policy will be made by heirs of the deceased under the provisions of this section." PERKINS

SF0066S2002/FAILED

Page 1-line 3 After "benefits;" insert "specifying applicability;".

Page 1-line 8 Before "is amended" insert "and by creating a new subsection (d)".

Page 2-after line 8 Insert:

"(d) No surviving person shall be denied an inheritance from a deceased person or other taking by devise, legacy, right of survivorship, beneficiary designation, transfer or payable on death designation from the deceased person under this section unless that surviving person is convicted of the felonious taking, causing or procuring the taking of the life of the deceased person.".
CASE

SF0066S2003/FAILED

Page 1-line 3 After "benefits;" insert "specifying a limitation on challenging an inheritance or taking;".

Page 1-line 8 Before "is amended" insert "and by creating a new subsection (d)".

Page 2-after line 8 Insert:

"(d) No inheritance or any other benefit that would accrue to a person upon the death of another shall be challenged under this section unless the death that would initiate the inheritance or other benefit is first investigated as a coroner's case as defined in W.S. 7-4-104(a)(i).". CASE

3/18/2021 S 2nd Reading:Passed
3/19/2021 S 3rd Reading:Passed 28-1-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Cooper, Dockstader, Driskill, Ellis, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Scott, Steinmetz

Nays: Senator Case

Excused: Senator Wasserburger

Ayes 28 Nays 1 Excused 1 Absent 0 Conflicts 0

3/19/2021 H Received for Introduction
3/22/2021 H Introduced and Referred to H01 - Judiciary
3/26/2021 H01 - Judiciary:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Crago, Laursen, Oakley, Olsen, Provenza, Rodriguez-Williams, Washut, Yin, Zwonitzer

Ayes 9 Nays 0 Excused 0 Absent 0 Conflicts 0

3/26/2021 H Placed on General File

SF0066HS001/ADOPTED

(TO ENGROSSED COPY)

Page 1-above line 1 In the catch title, delete "applied to joint ownership" and insert "-amendments".

Page 1-line 2 Delete "joint".

Page 1-line 3 Delete entirely and insert "precludes rights of survivorship and payable on death benefits; specifying the order in which benefits accrue as between the deceased and the person who caused the death; and providing for".

Page 2-line 18 After "(c)" insert "For purposes of any concurrent estates referenced in paragraph (ii) of subsection (a) of this section, any rights of survivorship accruing to the benefit of the person identified in subsection (a) of this section shall be considered as being terminated prior to the death of the person whose life is taken. As to the vested interests of the person whose life is taken, and". OLSEN, CHAIRMAN

3/30/2021 H COW:Passed

SF0066H2001/WITHDRAWN

3/31/2021 H 2nd Reading:Passed

SF0066H3001/ADOPTED

(TO ENGROSSED COPY)

Page 1-line 8 Delete "and (c)" and insert ", (c) and by creating new subsections (d) and (e)".

Page 2-after line 16 Insert:

"(iv) Serve through nomination, appointment or otherwise in any fiduciary or representative capacity for the deceased person, including as a personal representative, executor, trustee or agent. Any provision in a governing instrument conferring any power of appointment on the killer shall be deemed to have been terminated at the time immediately preceding the killing of the deceased person."

Page 2-line 18 Delete the House standing committee amendment (SF0066HS001/AE) to this line entirely; after "(c)" insert "Except as provided in subsection (d) of this section,".

Page 2-line 19 Strike "any such person" and insert "the killer".

Page 3-line 1 After "though the" delete balance of line.

Page 3-line 2 Delete "deceased person" and insert "killer".

Page 3-after line 11 Insert:

"(d) For purposes of paragraph (a)(ii) of this section, the interests of the deceased person and the killer in property held by them at the time of the killing as joint tenants with the right of survivorship, tenants by entirety or any other form of co-ownership with rights of survivorship shall be deemed to have been terminated at the time immediately preceding the killing of the

deceased person and the interests of the deceased person and the killer shall be recognized as tenancies in common.

(e) As used in this section, "killer" means the person who feloniously takes or causes or procures another to take the life of another person as provided in subsection (a) of this section.". CRAGO, OLSEN

4/1/2021 H 3rd Reading:Passed 59-1-0-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Banks, Barlow, Bear, Blackburn, Brown, Burkhart, Burt, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Martinez, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen, Ottman, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Styvar, Sweeney, Walters, Washut, Western, Wharff, Williams, Wilson, Winter, Yin

Nays: Representative Zwonitzer

Ayes 59 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

4/1/2021 S Received for Concurrence

4/1/2021 S Concur:Passed 29-1-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Cooper, Dockstader, Driskill, Ellis, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Scott, Steinmetz, Wasserburger

Nays: Senator Case

Ayes 29 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

4/1/2021 Assigned Number SEA No. 0056

4/2/2021 S President Signed SEA No. 0056

4/2/2021 H Speaker Signed SEA No. 0056

4/6/2021 Governor Signed SEA No. 0056

4/6/2021 Assigned Chapter Number 117

Chapter No. 117 Session Laws of Wyoming 2021