

SENATE FILE NO. SF0073

Retirement-law enforcement disability.

Sponsored by: Senator(s) Massie and Roberts and
Representative(s) Jorgensen, Osborn and Ross

A BILL

for

1 AN ACT relating to state highway patrol, game and fish
2 warden and criminal investigator retirement; modifying
3 disability qualifications and allowances as specified;
4 providing for applicability of the act; and providing for
5 an effective date.

6

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

8

9 **Section 1.** W.S. 9-3-602(a)(xiii) and 9-3-611(a), (b)

10 and (d) are amended to read:

11

12 **9-3-602. Definitions.**

13

14 (a) As used in this article:

15

1 (xiii) "~~Total~~Disability" means a medically
2 determined physical or mental impairment which renders the
3 employee ~~totally~~unable to ~~work~~function in ~~any~~the
4 occupation for which he is ~~reasonably suited by training or~~
5 ~~experience~~trained or experienced and which is reasonably
6 expected to last at least twelve (12) months;

7

8 **9-3-611. Eligibility and amount of disability**
9 **allowance.**

10

11 (a) Any employee who suffers a ~~partial or total~~
12 disability resulting from an individual and specific act,
13 the type of which would normally occur only while employed
14 as an employee, is eligible for a duty-connected disability
15 allowance. If the specific act involves a traumatic event
16 which directly causes an immediate cardiovascular condition
17 resulting in ~~partial or total~~a disability, the employee is
18 eligible for a ~~partial or total~~ duty-connected disability
19 allowance.

20

21 (b) Any employee with ten (10) years of credited
22 service who suffers a ~~partial or total~~ disability and who
23 is not eligible for a duty-connected disability allowance

1 is eligible for an ordinary ~~partial or total~~ disability
2 allowance.

3

4 (d) Duty-connected and ordinary disability allowances
5 shall be ~~as follows:~~

6

7 ~~(i) an amount equal to fifty percent (50%) of~~
8 ~~the highest average salary. for duty-connected or ordinary~~
9 ~~total disability;~~

10

11 ~~(ii) Thirty-five percent (35%) of highest~~
12 ~~average salary for duty-connected partial disability; and~~

13

14 ~~(iii) Twenty-five percent (25%) of highest~~
15 ~~average salary for ordinary partial disability.~~

16

17 **Section 2.** W.S. 9-3-602(a)(ix) is repealed.

18

19 **Section 3.** Any person receiving partial disability
20 payments under the provisions of W.S. 9-3-601 through
21 9-3-620 on the effective date of this act shall be
22 considered to have a disability as defined by W.S.
23 9-3-602(a)(iii).

24

1 **Section 4.** This act is effective July 1, 2003.

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3

(END)