

ENROLLED ACT NO. 73, SENATE

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2003 GENERAL SESSION

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

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

**Section 1.** W.S. 9-3-609(d), 9-3-611(d)(ii) and (iii) and 9-3-612 by creating a new subsection (c) are amended to read:

**9-3-609. Determination of years of service by board; credit for time spent in military service.**

(d) Effective May 27, 1983, if an employee receives a partial or total disability benefit under this chapter article and that employee subsequently returns to service as a highway patrol, criminal investigator, capitol police or game and fish employee, service credit shall be allowed for the period during which the employee received those benefits.

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

(d) Disability allowances shall be as follows:

(ii) ~~Thirty-five percent (35%)~~ Forty-two and one-half percent (42.5%) of highest average salary for duty-connected partial disability; and

(iii) ~~Twenty-five percent (25%)~~ Thirty-five percent (35%) of highest average salary for ordinary partial disability.

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**9-3-612. Payment of disability allowance.**

(c) Any member receiving a partial disability allowance whose disability is found to no longer exist, shall continue to receive the disability allowance if he is actively seeking employment as an employee, as defined by W.S. 9-3-602(a)(v), and has not been offered an employee position. In order to qualify under this subsection, the employee shall report to the board annually, in a form the board prescribes. The board shall establish by rule, requirements for meeting the provisions of this subsection. If the member refuses or fails to meet the requirements of this subsection or applicable rules of the board, his disability allowance shall be discontinued.

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**Section 2.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_  
DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the Senate.

\_\_\_\_\_  
Chief Clerk