

ORIGINAL SENATE  
FILE NO. SF0024

ENROLLED ACT NO. 9, SENATE

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

AN ACT relating to insurance; requiring the state employees' and officials' group insurance program to be administered in accordance with insurance laws and regulations as specified; modifying a definition regarding coverage; authorizing rulemaking; and providing for an effective date.

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

**Section 1.** W.S. 9-3-203(a)(iii), 9-3-205(a)(intro), (iii), (vi) and (c) and 26-2-110 by creating a new subsection (e) are amended to read:

**9-3-203. Definitions.**

(a) As used in this act:

(iii) "Dependent" means an employee's spouse, and each unmarried child under the age of ~~eighteen (18)~~ twenty-six (26) years, including adopted children, stepchildren and foster children, and each unmarried child between the age of ~~eighteen (18)~~ and ~~twenty three (23)~~ years who is a full-time student in an accredited educational or vocational institution, and for whom the employee is the major source of financial support. "Dependent" includes an otherwise qualified dependent of a deceased employee as provided in W.S. 9-3-209(d);

**9-3-205. Administration and management of group insurance program; powers and duties; adoption of rules and regulations; interfund borrowing authority.**

(a) The department shall administer and manage the state employees' and officials' group insurance program and, in accordance with all provisions of title 26 of the Wyoming

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statutes governing group health benefit plans and rules promulgated thereto. The department, subject to the provisions of this act:

(iii) Shall determine the methods of claims administration, consistent with title 26 of the Wyoming statutes, under group insurance or supplemental plans, whether by the state or carrier or both;

(vi) Shall establish a procedure by which the department shall hear complaints by insured employees concerning the allowance and payment of claims, eligibility for coverage and other matters. The department shall take into consideration the authority of the department of insurance to investigate complaints pursuant to title 26 of the Wyoming statutes when establishing this procedure. Unless otherwise provided in the group insurance or supplemental plan or plans, any decision of the department upon complaints is not binding upon either the employee or carrier and the provisions of the Wyoming Administrative Procedure Act shall not apply to the proceedings. The group insurance or supplemental plan or plans may provide that the decision of the department shall be binding upon both the employee and the carrier as to certain disputes and in such event the procedure adopted by the department shall conform to the provisions of the Wyoming Administrative Procedure Act;

(c) For the purposes of determining financial condition, ability to fulfill and the manner of fulfillment of its statutory duties, the nature of its operations and compliance with law, the insurance commissioner shall examine the affairs, accounts, records and assets of the Wyoming state employees' and officials' group insurance plan, as often as he deems advisable but not less frequently than every three (3) years. The insurance commissioner may adopt rules

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consistent with the provisions of this act and title 26 of the Wyoming statutes to identify procedures for conducting examinations of the Wyoming state employees' and officials' group insurance program.

**26-2-110. Rules and regulations.**

(e) The commissioner may promulgate rules to identify procedures for conducting examinations of the Wyoming state employees' and officials' group insurance program in accordance with W.S. 9-3-205(c).

**Section 2.** This act is effective July 1, 2020.

(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