

SENATE FILE NO. SF0187

Public employee retirement plan-contributions.

Sponsored by: Senator(s) Hicks

A BILL

for

1 AN ACT relating to public employee retirement; increasing  
2 the employer and employee contributions for the public  
3 employee retirement plan; specifying how increased employee  
4 contributions shall be paid; providing appropriations; and  
5 providing for an effective date.

6

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

8

9 **Section 1.** W.S. 9-3-412(a) and 9-3-413 are amended to  
10 read:

11

12 **9-3-412. Members' contributions; payroll deductions;**  
13 **employer authorized to pay employee's share.**

14

15 (a) Except as otherwise provided in this section and  
16 W.S. 9-3-431 and 9-3-432, every member covered under this

1 article shall pay into the account nine and one-quarter  
2 percent (9.25%) of his salary for the period from July 1,  
3 2021 through June 30, ~~2026~~2025, nine and one-half percent  
4 (9.50%) of his salary for the period from July 1, 2025  
5 through June 30, 2026 and thereafter a percentage of the  
6 member's salary determined in accordance with W.S.  
7 9-3-413.1. Every firefighter member covered under this  
8 article shall pay into the account seven percent (7%) of  
9 his salary. Payments shall be deducted each pay period  
10 from each member's salary by the chief fiscal officer of  
11 each participating employer. Employee contributions shall  
12 be transferred to the account in accordance with subsection  
13 (c) of this section.

14

15 **9-3-413. Employer's contributions; payable monthly;**  
16 **transfer to account; interest imposed upon delinquent**  
17 **contributions; recovery.**

18

19 Except as provided by W.S. 9-2-3207(a)(xi)(F)(III) or (IV),  
20 9-3-431 and 9-3-432, each employer, excluding employers of  
21 firefighter members, shall, on a monthly basis, pay into  
22 the account a contribution equal to nine and thirty-seven  
23 hundredths percent (9.37%) of the salary paid to each of

1 its members covered under this article for the period from  
2 July 1, 2021 through June 30, ~~2026~~2025, nine and sixty-two  
3 hundredths percent (9.62%) of the salary paid for the  
4 period from July 1, 2025 through June 30, 2026 and  
5 thereafter a percentage of the salary paid as determined in  
6 accordance with W.S. 9-3-413.1. Employers of firefighter  
7 members shall pay into the account a contribution equal to  
8 seven and twelve hundredths percent (7.12%) of the salary  
9 paid. Employer contributions for any month, together with  
10 the members' contributions for that month, if any, shall be  
11 transferred to the board not later than the twelfth day of  
12 the following month. These contributions shall be credited  
13 to the account in a manner as directed by the board. Any  
14 employer failing to transfer contributions under this  
15 section in sufficient time for the board to receive the  
16 contributions by the twenty-fifth day of the month due  
17 shall be assessed interest at the assumed rate of return as  
18 determined by the board, compounded annually. Interest  
19 imposed under this section shall be payable not later than  
20 the twelfth day of the next succeeding month. If the  
21 contributions and any interest imposed under this section  
22 are not transferred to the board when due, they may be  
23 recovered, together with court costs, in an action brought

1 for that purpose in the first judicial district court in  
2 Laramie County, Wyoming.

3

4 **Section 2.**

5

6 (a) As used in this section, "state agency" includes  
7 each state executive, legislative or judicial department,  
8 board, commission or other agency or instrumentality of the  
9 state and, for purposes of subsections (d) and (k) of this  
10 section, includes the University of Wyoming and each  
11 community college.

12

13 (b) There is appropriated one million seven hundred  
14 forty-one thousand five hundred dollars (\$1,741,500.00)  
15 from the general fund to the state auditor for purposes of  
16 payment of the increase in employer contribution rates  
17 required by W.S. 9-3-413, as amended by section 1 of this  
18 act. Subject to the provisions of this section and from  
19 this appropriation, the state auditor shall distribute this  
20 appropriation as follows:

21

22 (i) Sixteen thousand five hundred dollars  
23 (\$16,500.00) for legislative branch employer contributions;

1

2 (ii) Sixty-five thousand dollars (\$65,000.00)

3 for judicial branch employer contributions;

4

5 (iii) Nine hundred seventy-five thousand dollars

6 (\$975,000.00) for state executive branch employer

7 contributions;

8

9 (iv) Two hundred fifty thousand dollars

10 (\$250,000.00) for community college employer contributions;

11

12 (v) Four hundred thirty-five thousand dollars

13 (\$435,000.00) for University of Wyoming employer

14 contributions.

15

16 (c) There is appropriated to the state auditor three

17 million four hundred twelve thousand five hundred dollars

18 (\$3,412,500.00) from the public school foundation program

19 account for employer contributions for school districts.

20

21 (d) For state agency employers whose retirement

22 contributions are made from non-general fund sources, there

23 is appropriated from those accounts and funds amounts

1 necessary to provide payment of the increase in employer  
2 contribution rates required by W.S. 9-3-413, as amended by  
3 section 1 of this act.

4

5 (e) The appropriations under paragraphs (b)(i)  
6 through (iii) and subsection (d) of this section shall only  
7 be expended to provide payment of the increase in each  
8 state agency's employer contribution rates required by W.S.  
9 9-3-413, as amended by section 1 of this act, for fiscal  
10 year 2026. The appropriation under paragraphs (b)(iv) and  
11 (v) of this section shall only be expended for the purpose  
12 of providing payment of the increase in the University of  
13 Wyoming and community college employer contribution rates  
14 required by W.S. 9-3-413, as amended by section 1 of this  
15 act, and to provide like contributions under W.S. 21-19-101  
16 through 21-19-106 corresponding to the increased employer  
17 contributions under this act for fiscal year 2026.

18

19 (f) The appropriation under subsection (c) of this  
20 section shall only be expended for the purpose of providing  
21 each school district's increased employer contribution  
22 required by W.S. 9-3-413, as amended by section 1 of this  
23 act, for fiscal year 2026. The state auditor shall transfer

1 the funds to the state retirement system or to the  
2 department of education for distribution to individual  
3 school districts as determined by the department of  
4 education to be necessary to meet the provisions of this  
5 act. Any unexpended public school foundation program  
6 account funds appropriated under subsection (c) of this  
7 section on June 30, 2026 shall revert to the public school  
8 foundation program account.

9

10 (g) No amount of the appropriations made in this  
11 section shall be used to provide the increased employee  
12 contribution required by this act.

13

14 (h) Notwithstanding any other provision of law, the  
15 appropriations under this section shall not be transferred  
16 or expended for any purpose other than as specified in this  
17 section. Any unexpended, unobligated funds remaining from  
18 the appropriations made in this section shall revert as  
19 provided by law on June 30, 2026.

20

21 (j) Except as otherwise provided in this section, the  
22 state auditor shall transfer the funds to the state  
23 retirement system or to individual state agencies as

1 determined by the department of administration and  
2 information to be necessary to meet the provisions of this  
3 act.

4

5 (k) It is the intent of the legislature that the  
6 appropriations made in this section be included in each  
7 state agency's standard budget request for the immediately  
8 succeeding fiscal biennium.

9

10 **Section 3.** This act is effective July 1, 2025.

11

12

(END)