

## HOUSE BILL NO. HB0072

Volunteer firefighter and EMT pension account.

Sponsored by: Joint Appropriations Interim Committee

A BILL

for

1 AN ACT relating to pension accounts; creating the volunteer  
2 firefighter and EMT pension account; providing membership  
3 qualifications; providing for contributions to the account;  
4 providing for the transfer of members of the volunteer  
5 firemen's pension account and the volunteer emergency  
6 medical technician pension account to the new pension  
7 account; creating a pension account board; providing for  
8 membership on the board; closing and repealing the  
9 volunteer firemen's pension account and the volunteer  
10 emergency medical technician pension account; directing  
11 insurance premiums to the account as specified; providing  
12 legislative intent; providing for a transfer of pension  
13 funds; requiring a report; and providing for an effective  
14 date.

15

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

1

2           **Section 1.** W.S. 35-9-616 through 35-9-628 are created  
3 to read:

4

5

ARTICLE 6

6

VOLUNTEER FIREFIGHTER AND EMT PENSION ACCOUNT

7

8

**35-9-616. Definitions.**

9

10           (a) As used in this act:

11

12                   (i) "Account" or "pension account" means the  
13 volunteer firefighter and EMT pension account created  
14 pursuant to W.S. 35-9-617(a);

15

16                   (ii) "Board" means the volunteer firefighter and  
17 EMT pension account board created pursuant to W.S.  
18 35-9-623(a);

19

20                   (iii) "Children" means all natural children and  
21 adopted children of the participating member, born or  
22 conceived at the time of his death or retirement;

23

1           (iv) "Eligible retirement plan" means as defined  
2 in W.S. 9-3-402(a) (xxvii);

3

4           (v) "Participating member" means any volunteer  
5 firefighter or volunteer EMT for whom payments are received  
6 by the volunteer firefighter and EMT pension account as  
7 prescribed in W.S. 35-9-621(e);

8

9           (vi) "Rollover contribution" means as defined in  
10 W.S. 9-3-402(a) (xxviii);

11

12           (vii) "Spouse" means the lawful spouse of a  
13 participating member who was married to the volunteer  
14 firefighter or volunteer EMT at the time of the volunteer  
15 firefighter or volunteer EMT's entry into the account, or  
16 who although married after the date of entry, is recognized  
17 as the spouse covered by the benefits of the account as a  
18 result of special action of the board;

19

20           (viii) "Volunteer emergency medical technician"  
21 or "EMT" means as defined by W.S. 33-36-102(a) (x), and a  
22 person who performs EMT services as an attendant with a  
23 state licensed ambulance service and who devotes less than

1 his entire time of employment to, but is carried on the  
2 rolls of, a regularly constituted Wyoming ambulance  
3 service, the members of which may be partly paid and partly  
4 volunteer. Persons performing EMT services for an  
5 industrial ambulance service as defined in W.S.  
6 33-36-102(a)(vi) or a privately owned, for profit ambulance  
7 service shall not be considered a volunteer emergency  
8 medical technician or EMT. Payment of compensation for  
9 services actually rendered by enrolled volunteers does not  
10 take them out of this classification. Any individual who  
11 volunteers assistance but is not regularly enrolled as an  
12 EMT is not a volunteer within the meaning of this chapter;

13

14 (ix) A "volunteer fire department" means any  
15 duly constituted and organized firefighting unit:

16

17 (A) Recognized by the appropriate local  
18 government with jurisdiction of the area the unit services  
19 and which provides fire protection services to the  
20 community as a whole pursuant to a contract or agreement  
21 with, or as sponsored by, a governmental entity;

22

23 (B) Operating under duly adopted bylaws;

1

2 (C) All or a portion of the members of  
3 which are volunteers;

4

5 (D) Holding monthly meetings to conduct  
6 business and training; and

7

8 (E) The membership of which is not  
9 comprised exclusively of employees of a sponsoring  
10 nongovernmental entity.

11

12 (x) "Volunteer firefighter" or "firefighter"  
13 means any individual who may or may not receive  
14 compensation for services rendered as a volunteer  
15 firefighter and who:

16

17 (A) Is carried on the regular rolls of, but  
18 devotes less than his entire time of employment to,  
19 activities of a volunteer fire department, all or a portion  
20 of the members of which are volunteer; and

21

1                   (B) During the course of any one (1) year,  
2 attends not less than fifty percent (50%) of the monthly  
3 volunteer fire department meetings.

4

5                   (xi) "This act" means W.S. 35-9-616 through  
6 35-9-628.

7

8                   **35-9-617. Volunteer firefighter and EMT pension**  
9 **account; merger with other pension accounts; membership.**

10

11                   (a) The volunteer firefighter and EMT pension account  
12 is created. All awards, benefits and pensions established  
13 under this article shall be paid from the account.

14

15                   (b) The account established under subsection (a) of  
16 this section shall be controlled by the board and  
17 administered by the director of the Wyoming retirement  
18 system. All expenses of administration shall be paid from  
19 the account. Disbursements from the account shall be made  
20 only upon warrants drawn by the state auditor upon  
21 certification by authorized system employees.

22

1           (c) The account shall be comprised of all funds and  
2 liabilities of the volunteer firemen's pension account  
3 created pursuant to W.S. 35-9-602, the volunteer emergency  
4 medical technician pension account created pursuant to W.S.  
5 35-29-102, funds directed into the account as provided by  
6 W.S. 26-4-102(b), 35-9-619(a), 35-9-621(e) and 35-9-628 and  
7 all other funds as directed by this article and the  
8 legislature for the benefit of the account, or the  
9 volunteer firemen's pension account or volunteer emergency  
10 medical technician pension account, respectively.

11

12           (d) All members and retirees of the volunteer  
13 emergency medical technician pension account created  
14 pursuant to W.S. 35-29-101 through 35-29-112, including  
15 those members who are no longer participating or  
16 contributing members of the volunteer emergency medical  
17 technician pension account, but who have not withdrawn  
18 their funds as provided by W.S. 35-29-106(f) on or before  
19 June 30, 2015, shall become members or retirees of the  
20 pension account created pursuant to this section.

21

22           (e) All members and retirees of the volunteer  
23 firemen's pension account created pursuant to W.S. 35-9-601

1 through 35-9-615, including those contributing members who  
2 are no longer active but who have not withdrawn their funds  
3 as provided by W.S. 35-9-608(f) on or before June 30, 2015,  
4 shall become members or retirees of the pension account  
5 created pursuant to this section.

6

7 (f) The director of the retirement system shall  
8 determine by rule and regulation a benefit level for all  
9 members joining the pension account under subsections (d)  
10 and (e) of this section equal to or greater than the  
11 benefits the member would have received under the volunteer  
12 firemen's or volunteer emergency medical technician pension  
13 accounts, respectively.

14

15 **35-9-618. Annual audit; state's liability.**

16

17 (a) The director of the Wyoming retirement system  
18 shall hire an independent audit firm to perform an annual  
19 audit of the account established under W.S. 35-9-617 and  
20 shall report audit findings to the board and the governor.

21

1           (b) The account created by W.S. 35-9-617 shall be  
2 administered without liability on the part of the state  
3 beyond the amount of the funds available to the account.

4

5           (c) If the account is terminated, all affected  
6 members have a nonforfeitable interest in their benefits  
7 that were accrued and funded to date. The value of the  
8 accrued benefits to be credited to the account of each  
9 affected member shall be calculated as of the date of  
10 termination.

11

12           **35-9-619. Authority to receive donations; investment**  
13 **of monies; employment of actuary; actuarial reports.**

14

15           (a) In addition to contributions from the state,  
16 volunteer fire departments and licensed ambulance services,  
17 the board may receive and credit to the account any gifts,  
18 donations and other contributions made by individuals,  
19 organizations and cities, towns, counties and other  
20 political subdivisions for the benefit of the account. The  
21 board may invest monies within the account not immediately  
22 necessary to pay benefits, awards or pensions under this  
23 article, in investments authorized under W.S. 9-3-408(b).

1

2 (b) The board shall employ a consulting actuary to  
3 review the account annually to determine its solvency and  
4 to make recommendations as to revisions and modifications  
5 to the pension account. The board may employ legal and  
6 other consultants as necessary. Actuarial reports are  
7 public records and available for inspection by all  
8 participating members of the account.

9

10 **35-9-620. Contributions on behalf of volunteer**  
11 **firefighters and EMTs; collection; dual participation**  
12 **prohibited.**

13

14 (a) The county, city, town, fire district, volunteer  
15 fire department or licensed ambulance service for whom a  
16 participating volunteer firefighter or EMT performs  
17 firefighting or EMT services shall pay to the pension  
18 account the amount required under W.S. 35-9-621(e).  
19 Payments shall be collected upon terms and conditions  
20 established by the board under W.S. 35-9-621(e) and shall  
21 be forwarded by each collecting officer to the state  
22 retirement director for deposit in the account. Any entity  
23 listed in this subsection may elect to provide for a

1 member's contribution or any portion thereof provided that  
2 any payment of a contribution is made on behalf of a  
3 member. Whether an entity makes a contribution for a member  
4 shall be at the discretion of the entity as an incentive to  
5 improve their local volunteer fire department or emergency  
6 medical services.

7

8 (b) No volunteer firefighter member of the pension  
9 account shall participate as a member of the firemen's  
10 pension accounts under W.S. 15-5-201 through 15-5-209 or  
11 15-5-401 through 15-5-422 if participation is based upon  
12 covered service for the same fire department.

13

14 **35-9-621. Benefits enumerated; death of participant**  
15 **or spouse; amount and payment of contributions; death**  
16 **benefits; withdrawal from pension account.**

17

18 (a) For any participating member attaining the  
19 retirement age and service requirements as specified under  
20 subsection (d) of this section, the board shall authorize a  
21 monthly payment to the member during the member's remaining  
22 lifetime of an amount equal to sixteen dollars (\$16.00) per  
23 year of service for the first ten (10) years of service and

1 nineteen dollars (\$19.00) per year of service over ten (10)  
2 years of service.

3

4 (b) When any participating member or retired member  
5 dies, the board shall immediately authorize payment monthly  
6 to the member's surviving spouse during the spouse's  
7 remaining lifetime of an amount equal to sixty-six percent  
8 (66%) of the member's monthly benefit as provided in this  
9 section, if the deceased member had at least five (5) years  
10 of active participation in the pension account. If a  
11 participating member dies with less than five (5) years of  
12 active participation in the pension account, the board  
13 shall immediately authorize payment monthly to the member's  
14 spouse, during the spouse's remaining lifetime, of an  
15 amount equal to sixty-six percent (66%) of the equivalent  
16 of the deceased member's benefit as if the member had  
17 attained five (5) years of active participation in the  
18 pension account.

19

20 (c) When any participating member or retired member  
21 and the participating member's or retired member's spouse  
22 die with children who have not attained the age of twenty-  
23 one (21) years, the board shall immediately authorize

1 payment monthly to the lawful guardians of the children of  
2 an amount equal to a proportional share of thirty-three  
3 percent (33%) of the member's benefit as provided in this  
4 section, if the deceased member had at least five (5) years  
5 of active participation in the pension account. If a  
6 participating member or retired member and the  
7 participating member's or retired member's spouse die with  
8 children who have not attained the age of twenty-one (21)  
9 years, and the deceased member had less than five (5) years  
10 of active participation in the pension account, the board  
11 shall immediately authorize payment monthly to the lawful  
12 guardians of the children of an amount equal to a  
13 proportional share of thirty-three percent (33%) of the  
14 equivalent of the deceased member's benefit as if the  
15 member had attained five (5) years of active participation  
16 in the pension account.

17

18 (d) Members who begin to participate in the pension  
19 account prior to attaining the age of fifty-five (55) years  
20 shall be eligible for retirement at sixty (60) years of  
21 age, if the member has at least five (5) years of active  
22 participation in the pension account. Members who begin  
23 participation in the pension account after attaining the

1 age of fifty-five (55) years shall be eligible for  
2 retirement after participating in the pension account for  
3 at least five (5) years.

4

5 (e) A volunteer firefighter or volunteer EMT is a  
6 participating member under this article for each month a  
7 contribution of fifteen dollars (\$15.00) is made by or on  
8 behalf of the member. For purposes of eligibility for  
9 benefits under subsections (b) and (c) of this section, a  
10 volunteer firefighter or EMT is a participating member  
11 beginning the first month following the month in which the  
12 required monthly payment and any required application for  
13 participation is actually received by the Wyoming  
14 retirement system. To continue as a participating member,  
15 subsequent monthly payments shall be received by the  
16 Wyoming retirement system not later than three (3) months  
17 following the close of the calendar month for which the  
18 payments are applicable. With the consent of and upon any  
19 terms and conditions established by the board, payments may  
20 be accepted at an earlier or later date. The board shall  
21 maintain full and complete records of the contributions  
22 made on behalf of each participating member and on request,  
23 shall furnish any participating member a statement of the

1 contribution amounts and the dates for which contributions  
2 were received. If contributions have varied in amount, the  
3 board may make appropriate adjustments in the benefits  
4 awarded. In making any adjustment, the board shall be  
5 guided by actuarial practice to afford substantial equity  
6 to members of the pension account. No penalty shall be  
7 imposed upon any participating member transferring  
8 employment in Wyoming if required payments are made on a  
9 timely basis.

10

11 (f) A participating member may withdraw from the  
12 pension account and upon withdrawal shall be paid an amount  
13 equal to the amount contributed into the member's account  
14 together with interest at the rate of three percent (3%)  
15 per annum compounded annually.

16

17 (g) If a member with less than five (5) years of  
18 active participation in the pension account fails to  
19 provide contributions to the account as provided in  
20 subsection (e) of this section, the member's account shall  
21 be deemed delinquent. No interest shall accrue on  
22 delinquent accounts. A member's account that remains  
23 delinquent for nine (9) months shall be closed and the

1 associated funds shall revert into the pension account. A  
2 member whose account is closed pursuant to this subsection  
3 who subsequently reenrolls in the pension account shall be  
4 entitled to a refund equal to the amount that was reverted  
5 into the pension account upon the closing of the member's  
6 delinquent account.

7

8 (h) The board shall authorize benefit payments from  
9 the account in accordance with qualified domestic relations  
10 orders pursuant to W.S. 9-3-426.

11

12 (j) Any participating member with at least five (5)  
13 years of participation in the pension account who retires  
14 from active service as a volunteer firefighter or EMT  
15 before reaching retirement age and does not withdraw from  
16 the pension account as provided in subsection (f) of this  
17 section shall be entitled to a monthly benefit payment as  
18 provided in subsection (a) of this section upon reaching  
19 the retirement age specified in subsection (d) of this  
20 section. A member with ten (10) or more years of active  
21 participation in the pension account may choose to remove  
22 himself from active service as a volunteer firefighter or  
23 EMT and continue to contribute to the pension account for

1 an amount of time not to exceed the total number of years  
2 the member was an active participant in the pension  
3 account, as provided in subsection (e) of this section and  
4 rules promulgated by the board.

5

6 (k) The board shall adopt rules to allow service for  
7 any period of time, after commencement of participation  
8 under this article, which a participating member spends in  
9 active military or other emergency service of the United  
10 States as required by the Uniformed Services Employment and  
11 Reemployment Rights Act, 38 U.S.C. 4301 et seq. to count  
12 towards a member's years of active participation.

13

14 (m) Upon the death of any participating member, a  
15 death benefit shall be paid from the deceased member's  
16 account in the following manner and amount:

17

18 (i) A lump sum payment of five thousand dollars  
19 (\$5,000.00) or the amount in the deceased member's account,  
20 whichever is greater, to the estate of a deceased member  
21 without a survivor eligible for a benefit under subsection  
22 (b) or (c) of this section;

23

1           (ii) If a spouse who is eligible to receive a  
2 benefit under subsection (b) of this section dies, an  
3 amount equal to five thousand dollars (\$5,000.00) less the  
4 total amount of benefits received under subsection (b) of  
5 this section or the amount remaining in the deceased  
6 member's account, whichever is greater, shall be paid to  
7 the spouse's estate unless the spouse is survived by a  
8 person eligible to receive a benefit under subsection (c)  
9 of this section;

10

11           (iii) When the last person under the age of  
12 twenty-one (21) years who is eligible for the benefit  
13 provided by subsection (c) of this section dies or attains  
14 the age of twenty-one (21) years, an amount equal to five  
15 thousand dollars (\$5,000.00) less the total amount of  
16 benefits received under subsections (b) and (c) of this  
17 section or the amount remaining in the deceased member's  
18 account, whichever is greater, shall be paid in equal  
19 shares to each of the children alive on that date;

20

21           (iv) For former members of the volunteer  
22 firemen's account created pursuant to W.S. 35-9-602(a) who  
23 contributed five dollars (\$5.00) per month before July 1,

1 1989, the appropriate benefit shall be determined by  
2 substituting two thousand five hundred dollars (\$2,500.00)  
3 for five thousand dollars (\$5,000.00) in paragraphs (i)  
4 through (iii) of this subsection.

5

6 (n) Cost of living increases may be recommended by  
7 the board for retirees of the pension account pursuant to  
8 W.S. 9-3-454(a).

9

10 (o) Retired recipients of the account and their  
11 survivors shall receive any benefit increases provided to  
12 members of the account.

13

14 **35-9-622. Death benefits in addition to other**  
15 **benefits.**

16

17 Death benefits received under this article shall be in  
18 addition to, and are payable after the application of,  
19 worker's compensation benefits which are payable to  
20 volunteer firefighters or volunteer EMTs under the Wyoming  
21 Worker's Compensation Act.

22

1           **35-9-623. Board;           established;           nomination;**  
2 **appointment; terms and qualification of members; first**  
3 **members.**

4  
5           (a) The volunteer firefighter and EMT pension board  
6 is created. The board shall control the account.

7  
8           (b) The board shall consist of seven (7) members who  
9 shall be appointed by the governor to staggered terms of  
10 three (3) years. The governor may remove any board member  
11 as provided in W.S. 9-1-202. Of these board members:

12  
13           (i) Six (6) members shall be volunteer  
14 firefighters who have a minimum of five (5) years service  
15 as a volunteer firefighter in the state. Appointments under  
16 this paragraph shall be made from nominees recommended to  
17 the governor by the Wyoming state firemen's association;  
18 and

19  
20           (ii) One (1) member shall be a volunteer EMT who  
21 has a minimum of five (5) years service as a volunteer EMT  
22 in the state. Appointments under this paragraph shall be  
23 made by the governor.

1

2 (c) The members of the initial board shall be  
3 comprised of the volunteer firemen members of the volunteer  
4 firemen's pension board created pursuant to W.S. 35-9-610  
5 serving on June 30, 2015 and one (1) member of the  
6 volunteer emergency medical technician pension board  
7 created pursuant to W.S. 35-29-108 serving on June 30,  
8 2015, as selected by the governor. The volunteer  
9 firefighter members and volunteer EMT member of the initial  
10 board shall serve for the same term to which they were  
11 appointed to the volunteer firemen's pension board or  
12 volunteer emergency medical technician pension board,  
13 respectively.

14

15 **35-9-624. Board; chairman; compensation of members;**  
16 **powers and duties.**

17

18 (a) Members of the board shall serve without  
19 compensation, but actual and reasonable expenses incurred  
20 by members for attending meetings and representing the  
21 board shall be reimbursed from the account.

22

23 (b) The board may:

1

2 (i) Adjust claims made by participating members  
3 under this article and may waive or alter specific  
4 requirements relating to benefits under this article, but  
5 shall not have authority to make a general increase in  
6 benefits;

7

8 (ii) Promulgate rules and regulations governing  
9 its operation;

10

11 (iii) Investigate claim applications, conduct  
12 hearings, receive evidence and otherwise act in a quasi-  
13 judicial capacity in accordance with the Wyoming  
14 Administrative Procedure Act;

15

16 (iv) Permit the suspension of payments in  
17 certain cases deemed appropriate by the board, with a  
18 commensurate reduction in benefits paid under this article.

19

20 **35-29-625. Board; hearings; appeals.**

21

22 (a) The board shall provide an opportunity for  
23 hearing to any person petitioning the board for a hearing

1 with or without counsel or witnesses. The board shall  
2 provide petitioners the power to subpoena witnesses to  
3 testify in their behalf. The taking of evidence shall be  
4 summary, giving a full opportunity to all parties to  
5 develop the facts. The board shall provide a written  
6 transcript of all testimony received at any hearing  
7 conducted by the board to any requesting party.

8

9 (b) The decision of the board upon hearing is a final  
10 administrative decision and is subject to judicial review  
11 in accordance with the Wyoming Administrative Procedure  
12 Act.

13

14 **35-9-626. Adjustment of benefits in case of**  
15 **impairment of funds.**

16

17 If at any time the net assets of the account become  
18 actuarially impaired, the board may adjust the benefits  
19 provided, pro rata, until the impairment is removed.

20

21 **35-9-627. Purchase of service credit.**

22

1 Any member who has been a participating member for at least  
2 five (5) years may elect to make a one (1) time purchase of  
3 up to five (5) years of service credit as authorized and  
4 limited by section 415(c) and 415(n) of the Internal  
5 Revenue Code and as established in rules promulgated by the  
6 board. Any member electing to purchase service credit  
7 shall pay into the account a single lump sum amount equal  
8 to the actuarial equivalent of the benefits to be derived  
9 from the service credit computed on the basis of actuarial  
10 assumptions approved by the board, the individual's  
11 attained age and the benefit structure at the time of  
12 purchase. A member may purchase service credit with  
13 personal funds or, subject to rules and regulations  
14 established by the board, through rollover contributions.  
15 Unless received by the pension account in the form of a  
16 direct rollover, rollover contributions shall be paid to  
17 the pension account on or before sixty (60) days after the  
18 date the rollover contribution was received by the member.

19

20 **35-9-628. Deposit of tax on fire insurance premiums**  
21 **into account.**

22

1           (a) As provided in this subsection, the state  
2 treasurer shall deposit into the account an amount not to  
3 exceed seventy percent (70%) of the gross tax levied upon  
4 fire insurance premiums paid to insurance companies for  
5 fire insurance in the state of Wyoming for the preceding  
6 calendar quarter, as computed under W.S. 26-4-102(b)(ii)  
7 and provided by W.S. 26-4-103(k). The sum specified shall  
8 be calculated by the Wyoming retirement system:

9  
10           (i) Before giving effect to any premium tax  
11 credits which may otherwise be provided by law; and

12  
13           (ii) To achieve one hundred seven percent (107%)  
14 funding of the account, taking into account the benefits  
15 and employee contribution specified in W.S. 35-9-621 and  
16 actuarial assumptions adopted by the Wyoming retirement  
17 board;

18  
19           (iii) After the account achieves one hundred  
20 seven percent (107%) actuarial funding, the board shall  
21 recommend a funding amount of not less than sixty percent  
22 (60%) of the gross tax levied upon fire insurance premiums.

23 A recommended funding amount under this section in an

1 amount greater than sixty percent (60%) which results in an  
2 actuarial funding level greater than one hundred seven  
3 percent (107%) requires approval of the legislature.

4

5 **Section 2.** W.S. 9-12-1305(c) and 26-4-102(b)(ii) are  
6 amended to read:

7

8 **9-12-1305. Wyoming small business investment credit.**

9

10 (c) The credit for any tax year shall not exceed the  
11 participating investor's state premium tax liability for  
12 that tax year. If the amount of the credit determined  
13 under this section for any tax year exceeds the liability  
14 for tax under this chapter, the credit may be carried  
15 forward to future tax years without limitation. The  
16 premium tax credits provided by W.S. 26-19-312, 26-42-111  
17 and 26-43-105, and deposits to the volunteer ~~firemen's~~  
18 firefighter and EMT pension account pursuant to W.S.  
19 26-4-102(b)(ii), shall take priority over the premium tax  
20 credits provided by this section and shall be calculated  
21 using the gross premium tax before the credits provided by  
22 this section.

23

1           **26-4-102. Record of receipts; payment to treasurer;**  
2 **credit to fund.**

3  
4           (b) The commissioner shall promptly pay all monies he  
5 receives from any charges to the state treasurer for credit  
6 to the general fund, except that:

7  
8                   (ii) ~~Fifty percent (50%)~~ An amount not to exceed  
9 seventy percent (70%) of the gross premium tax levied upon  
10 fire insurance premiums shall be deposited by the state  
11 treasurer in the volunteer ~~firemen's~~ firefighter and EMT  
12 pension account pursuant to W.S. ~~35-9-604~~ 35-9-628. For  
13 purposes of this paragraph, the gross premium tax levied  
14 upon fire insurance premiums is equal to ~~twenty-six percent~~  
15 ~~(26%)~~ thirty percent (30%) of the total gross premium tax  
16 levied upon all property, casualty and multiple line  
17 insurers.

18  
19           **Section 3.** W.S. 35-9-601 through 35-9-615 and  
20 35-29-101 through 35-29-112 are repealed.

21  
22           **Section 4.** The Wyoming retirement system and the  
23 state treasurer shall transfer all funds within the

1 volunteer firemen's pension account created pursuant to  
2 W.S. 35-9-602(a) and the volunteer emergency medical  
3 technician pension account created pursuant to W.S.  
4 35-29-102(a) to the volunteer firefighter and EMT pension  
5 account created pursuant to this act.

6

7       **Section 5.** It is the intent of the legislature that  
8 all members and retirees of the volunteer firemen's pension  
9 account and volunteer emergency medical technician pension  
10 account on June 30, 2015 shall be able to continue to  
11 participate in the pension account created by this act.

12

13       **Section 6.**

14

15       (a) The volunteer firefighter and EMT pension board,  
16 with the assistance and input of the Wyoming retirement  
17 system, shall provide the joint appropriations interim  
18 committee with a report no later than December 1, 2015.  
19 The report shall contain:

20

21               (i) An update on enrollment under the pension  
22 account created by this act and any difficulties  
23 encountered therein;

1

2           (ii) An update on the transfer of members and  
3 retirees of the volunteer firemen's pension account and the  
4 volunteer emergency medical technician pension account,  
5 respectively, and any difficulties encountered therein;

6

7           (iii) The projected actuarial soundness of the  
8 account; and

9

10           (iv) Any proposed statutory changes necessary to  
11 administer the pension account.

12

13           **Section 7.** This act is effective July 1, 2015.

14

15

(END)