

Retirement System

Retirement Board

Chapter 13: Optional WRS Membership

Effective Date: 06/20/1995 to Current

Rule Type: Current Rules & Regulations

Reference Number: 072.0003.13.06201995

CHAPTER 13

OPTIONAL WRS MEMBERSHIP

Section 1. Authority. This rule is adopted pursuant to authority granted under W.S. 9-3-409 and 9-3-402(a)(vii)(D) and (E).

Section 2. Definitions.

(a) As used in this chapter:

(i) “Board” means the Wyoming Retirement Board established pursuant to W.S. 9-3-404;

(ii) “Employee” means a permanent employee of the legislature;

(iii) “Employer” means the Legislative Service Office of the Wyoming Legislature;

(iv) “WRS” or “System” means the Wyoming Retirement System established pursuant to W.S. 9-3-403.

Section 3. Permanent employees of the legislature.

(a) Pursuant to W.S. 9-3-402(a)(vii)(D), a permanent employee of the legislature is not a member of the WRS unless that employee elects in writing to become a member. Any permanent employee of the legislature who desires to become a member of the WRS shall notify the Board in writing as to the employee’s intent to become a contributing member. The notice shall be in substantially the following form:

WYOMING RETIREMENT SYSTEM

MEMBERSHIP NOTICE

I hereby give notice to the Board of my intent to become a contributing member of the Wyoming Retirement System. I agree to furnish the Board with necessary information to complete the membership process. I certify that I am a permanent employee of the Wyoming Legislature and pursuant to W.S. 9-3-402(a)(vii)(D), I am eligible for membership in the System.

NAME (Print)

SIGNATURE

SOCIAL SECURITY NO.

(b) The notice specified in subsection (a) of this section shall be accompanied by a WRS registration form (WRS No. 1). A copy of the notice shall be retained by the employer in the employee's personnel file.

(c) Any permanent employee of the legislature who is making contributions to the WRS as of the effective date of this rule is considered a member notwithstanding that a written election was not filed with the System. A written election shall be filed with the System by each contributing employee not later than ninety (90) days from the effective date of this rule. The Board shall send a written notice to the employer not later than fifteen (15) days following the effective date of this rule requesting submission of a written membership notice for any employee who has not provided the Board with such a notice.

Section 4. State board or commission members.

(a) Pursuant to W.S. 9-3-402(a)(vii)(E), any member of any state board or commission who is not otherwise employed by the state is not a member of the WRS if that board or commission member elects in writing not to become a member. If such person has not made the election and is making contributions, that person is considered to be a member of the System. If a board or commission member elects not to become a member of the WRS, the board or commission member shall notify the Board in writing not later than ninety (90) days from the date of appointment to the board or commission. The notice shall be in substantially the following form:

WYOMING RETIREMENT SYSTEM

MEMBERSHIP DECLINATION NOTICE

I hereby give notice to the Board of my intention to decline membership in the Wyoming Retirement System. I understand that by giving this notice, I forfeit any right to participate in the System pursuant to my current appointment and any subsequent reappointment to the _____ board/commission.

NAME (Print)

NAME OF BOARD/COMMISSION

SIGNATURE

(b) The notice specified in subsection (a) of this section shall be filed with the Board not later than ninety (90) days following the date of appointment or in the case of board/commission members serving as of the effective date of this rule, the notice shall be filed within ninety (90) days of such effective date. Failure to file the required notice together with a failure to make contributions to the WRS within the time periods specified in this subsection shall be construed as a renunciation of the board/commission member's right to participate in the System in the same manner as if the board/commission member had filed the MEMBERSHIP DECLINATION NOTICE.

c) If any board/commission member who is serving on the effective date of this rule and who has neither declined to become a WRS member pursuant to W.S. 9-3-402(a)(vii)(E) nor made contributions to WRS, that member may elect in writing within ninety (90) days from the effective date of this rule to become a contributing member of the System. Membership in the System is effective on the date of Board receives the election, and no board or commission member shall receive service credit for service on such board or commission prior to the effective date of the election.