

Chapter 79

Enrolled Act No. 71, House of Representatives

TWENTY-FOURTH LEGISLATURE OF
THE STATE OF WYOMING

AN ACT to amend and re-enact Sections 2,
and 7, Chapter 23, Session Laws
of Wyoming, 1935, relating to the
Firemen's Pension fund.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WYOMING:

Section 1. That Section 2, Chapter 23, Session Laws of Wyoming, 1935, be amended and re-enacted to read as follows:

Section 2. For the further maintenance of this fund, every paid fireman of each fire department organized and maintained by any incorporated city or town, or any county in this State, affected by this Act, shall be assessed two per cent. (2%) of his salary monthly for the use and benefit of said fund. Such assessment shall be withheld from his salary by the treasurer or other disbursing officer of such city, town or county and said assessment shall be transmitted to the state treasurer on the first day of each month. For the further and additional maintenance of this fund, every city and town which has a regularly constituted fire department of one or more volunteer firemen, is hereby authorized and directed to pay into the Firemen's Pension fund, for its use and benefit, an annual assessment of five (\$5.00) dollars per year, for each and every volunteer fireman of said city or town. The governing body of said city or town is to pay or cause to be paid said assessment fee on or before the first day of April of each and every year, together with the names and addresses of each and every volunteer fireman in the city or town over which they have jurisdiction. No "volunteer fireman" will be entitled to participate in the benefits of this fund unless their annual assessment has been paid.

Section 2. That Section 7, Chapter 23, Session Laws of Wyoming, 1935, be amended and re-enacted to read as follows:

Section 7. Any volunteer fireman who is eligible to benefits as set forth in Section 2, and who is suffering from a mental or physical disability rendering him unfit for active service in a regularly constituted fire department, and providing such disability comes within the definition of permanent partial disability, permanent full disability or temporary total disability, of the Workmen's Compensation Act, provided further such disability is the result of an injury, accident or exposure suffered in the line of duty, the state treasurer shall pay out of the Firemen's Pension Fund, such sum and in such periodic payments as would be payable for such disability of a workman engaged in extra-hazardous occupation under the Workmen's Compensation Act. Upon the death of any volunteer fireman caused by accident or exposure in the line of duty, the state treasurer shall pay to the surviving wife out of the Firemen's Pension Fund, such sum and in such periodic payments as would be payable for the death of a workman engaged in extra-hazardous occupations under the Workmen's Compensation Act, provided that, in the event such wife shall die or re-marry or in the event there be no surviving wife but there are surviving children, then such payments shall be made to the guardian of any dependent child or children of such deceased fireman. Provided further that, upon the death of any volunteer fireman according to the above section, who leaves surviving him no wife or children but does leave surviving him dependent father or mother, or both, then the state treasurer shall pay to the

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mother if there be no father, or to the father if there be no mother, out of the Firemen's Pension Fund, such sum and in such periodic payments as would be payable for the death of a workman engaged in extra-hazardous occupations under the Workmen's Compensation Act, but if there be both father and mother surviving who were dependent upon said deceased fireman for support, the state treasurer shall pay out of said fund to each such sum, equal to one-half, and in such periodic payments as would be payable for the death of a workman engaged in extra-hazardous occupations under the Workmen's Compensation Act.

Section 3. This Act shall take effect and be in force from and after its passage.

APPROVED
9:0 a.m.
FEB 23 1937
Leslie D. Miller
GOVERNOR

W.B. Saunders
President of the Senate

Thomas F. McGuire
Speaker of the House

I hereby certify that this Act originated in the House.

Frank M. Chambers
Chief Clerk.