

**49-21-201 Program membership -- Eligibility.**

- (1) The state shall cover all of its eligible employees under this chapter.
- (2) Public safety service employees, as defined in Sections 49-14-102, 49-15-102, and 49-23-102 shall be covered under this chapter or a substantially similar long-term disability program in accordance with the provisions of Section 49-14-601, 49-15-601, or 49-23-601.
- (3) Beginning on July 1, 2011, firefighter service employees, as defined in Section 49-23-102, initially entering employment on or after July 1, 2011, and volunteer firefighters, as defined in Section 49-23-102, shall be covered under this chapter in accordance with the provisions of Section 49-23-601.
- (4) Except as provided under Subsection (5), all other employers may provide coverage for their eligible employees under this chapter.
- (5) If an employer elects to cover any of its eligible employees under this chapter, all of its eligible employees shall be covered.
- (6) Except as provided under Subsections (1) and (2), nothing in this chapter requires any employer to cover its eligible employees under this chapter.
- (7) The following employees are not eligible for coverage under this chapter:
  - (a) firefighter service employees, as defined under Section 49-16-102, that initially entered employment prior to July 1, 2011; and
  - (b) legislators.

Amended by Chapter 298, 2012 General Session