

## INTERPRETATIVE POLICY

I, Joseph B. Meyer, Wyoming State Treasurer, hereby adopt the following interpretative policy to be effective for investment income accounting and distribution commencing July 1, 2008:

Section 1. **Authority.** The State Treasurer, pursuant to W.S. 9-1-409, is required to keep a just, true and comprehensive account of all money received and disbursed. W.S. 16-3-102(a)(ii) and W.S. 16-3-103(a) introductory clause authorize the adoption of interpretative statements of general policy.

Section 2. **Purpose.** This policy is adopted to clarify the accounting and distribution of the State's investment income which consists of the interest, dividends and capital gains received and the capital losses incurred through the investments of the funds of the State, in light of the specificity lacking in the applicable Wyoming statutes.

Section 3. **Definitions.**

(a) "Master Investment Policy" means that certain Master Investment Policy and Sub-Policies adopted by the State Loan and Investment Board from time to time.

(b) "State Permanent Funds" means the Permanent Wyoming Mineral Trust Fund, the Permanent Land Fund, the Excellence in Higher Education Endowment Fund and the Hathaway Student Scholarship Endowment Fund.

(c) "Wyoming Funds" means the State Permanent Funds and the non-permanent funds of the State of Wyoming including without limitation, the Tobacco Settlement Fund, the Workers' Compensation Fund and the General Fund.

Section 4. **Responsibilities.** The Office of Wyoming State Treasurer is responsible for compiling and distributing revenues collected by the State of Wyoming including investment income from the Wyoming Funds.

Section 5. **Issue.** Existing Wyoming statutes use several terms to identify what types of investment income should be distributed including "revenues", "income", "interest" and "earnings" without defining such terms as shown in the following statutes:

(a) W.S. 9-4-204(u);

(b) W.S. 9-4-305(c);

(c) W.S. 9-4-307;

(d) W.S. 9-4-719.

Section 6. **Investment Policy Requirements.** Provisions of the Master Investment Policy provide that all State Permanent Funds dispense income and capital gain, Sections 4 and 21.2 through 21.7. Under the Master Investment Policy, income consists of interest and dividends.

Section 7. **Interpretation.** The Office of Wyoming State Treasurer interprets and will implement the various applicable Wyoming statutes, including those noted in Section 2, and the provisions of the Master Investment Policy noted in Section 3 in compiling and distributing investment income from the Wyoming Funds for the investment income commencing July 1, 2008, as follows:

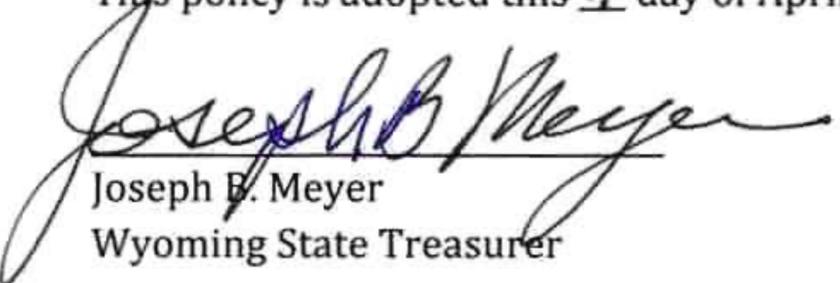
(a) Interest and dividend income from annual investments of the Wyoming Funds will be distributed as collected as provided by Wyoming statutes and the Master Investment Policy;

(b) If there are capital gains in excess of capital losses and any prior year capital loss debits from investments of the Wyoming Funds, they will be distributed following computation;

(c) If there are annual capital losses in excess of capital gains from investments of the Wyoming Funds, they will be accounted for as a debit against the book value of the Wyoming Fund for which an annual capital loss was computed; and

(d) For the purposes of this Section, "capital gains" includes gains from the sale of equity, equity type and fixed income investments and "capital losses" includes losses from the sale of equity, equity type and fixed income investments.

This policy is adopted this <sup>29<sup>th</sup></sup>~~21~~ day of April, 2009.

  
Joseph B. Meyer  
Wyoming State Treasurer