

## HOUSE BILL No. 2124

By Committee on Appropriations

1-30

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AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation and membership; contributions.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. (1) On July 1, 2003, the Kansas department of revenue, the Kansas department of wildlife and parks, the office of state fire marshal, the Kansas securities commission, the Kansas racing commission and the Kansas department of corrections shall affiliate with the Kansas police and firemen's retirement system established pursuant to the provisions of K.S.A. 74-4951 *et seq.*, and amendments thereto, pursuant to this act for membership in the system of persons described in subsection (3). For purposes of such affiliation for membership in the system, such agencies and commissions shall be considered as new participating employers. Such agencies and commissions shall make application for affiliation with such system in the manner provided by K.S.A. 74-4954, and amendments thereto, to be effective on July 1 of the next year following such application. Such agencies and commissions shall affiliate for membership in such system for such members for participating service credit.

(2) Such agencies and commissions shall appropriate and pay a sum sufficient to satisfy any obligations as certified by the board of trustees of the retirement system. The employer contributions of such agencies and commissions shall be as provided in K.S.A. 74-4967, and amendments thereto.

(3) Each person employed by the Kansas highway patrol as a capitol area security patrol police lieutenant, police officer and police sergeant or as a motor carrier inspector III or motor carrier inspection sergeant; the Kansas department of wildlife and parks as a conservation officer I, conservation officer II, conservation officer park ranger or law enforcement supervisor; the Kansas department of revenue as a liquor control investigator or enforcement agent; the office of fire marshal as a fire investigation supervisor fire investigator; the racing commission as an enforcement agent; the securities commission as a securities special investigator I, securities special investigator II, securities special investigator III and securities special investigator IV; and the department of correc-

1 tions as a parole supervisor, parole officer I and parole officer II on the  
2 date of affiliation, may become a member of the Kansas police and fire-  
3 men's retirement system for participating service credit only on the first  
4 day of the payroll period of such person, coinciding with or following the  
5 entry date of the person's participating employer as provided in this sec-  
6 tion, only by filing with the board of trustees of the system, on or before  
7 the entry date of the person's participating employer to become a mem-  
8 ber of the system. Failure to file such written election shall be presumed  
9 to be an election not to become a member of the system. Such election,  
10 whether to become or not to become a member, shall be irrevocable.

11 (4) Each person employed by such participating employers who is on  
12 an authorized leave of absence or is in the military service on the entry  
13 date of the person's participating employer as provided in this section  
14 may become a member of the Kansas police and firemen's retirement  
15 system on the day of the first payroll period of such person, coinciding  
16 with such person's return to active employment and payroll, only by filing  
17 with the board of trustees of the system within 10 days after such return  
18 to active employment a written election to become a member of the  
19 system. Failure to file such written election shall be presumed to be an  
20 election not to become a member of the system. Such election, whether  
21 to become a member or not to become a member, shall be irrevocable.

22 (5) Every person who is employed by such participating employer on  
23 or after the entry date of the person's participating employer into the  
24 Kansas police and firemen's retirement system as provided in this section  
25 shall become a member of the Kansas police and firemen's retirement  
26 system on the first day of such employment.

27 (6) Any participating employer that affiliates as provided in this act  
28 and each person who elects to become a member as provided in this act  
29 or who becomes a member as provided in subsection (5) shall be subject  
30 to the provisions of K.S.A. 74-4951 *et seq.*, and amendments thereto, as  
31 applicable.

32 (7) The division of the budget and the governor shall include in the  
33 budget and in the budget request for appropriations for personnel serv-  
34 ices the amount required to satisfy the employer's obligation under this  
35 act as certified by the board of trustees of the system, and shall present  
36 the same to the legislature for allowance and appropriations.

37 (8) The determination of retirement, death or disability benefits shall  
38 be computed upon the basis of "credited service" as used in K.S.A. 74-  
39 4951 *et seq.*, and amendments thereto, but shall include only participating  
40 service with the person's participating employer, commencing on and  
41 after the effective date of affiliation by the participating employer with  
42 the Kansas police and firemen's retirement system.

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1     Sec. 2. This act shall take effect and be in force from and after its  
2 publication in the Kansas register.  
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