

## SENATE BILL No. 189

By Senators Hensley, Barone, Betts, Gilstrap, Goodwin, Haley, Kelly,  
Lee and Steineger

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10 AN ACT concerning retirement; relating to the Kansas public employees  
11 retirement system and systems thereunder; lump-sum death benefit;  
12 amending K.S.A. 74-4989 and repealing the existing section.  
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14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 74-4989 is hereby amended to read as follows: 74-  
16 4989. (1) (a) Except as provided in (b), pursuant to the provisions of  
17 K.S.A. 74-49,128, and amendments thereto, upon the death of a retirant,  
18 the board of trustees of the Kansas public employees retirement system  
19 shall pay a lump-sum death benefit to: The retirant's beneficiary which  
20 shall not exceed ~~\$4,000~~ \$5,000 for such retirant, less any amount payable  
21 for funeral benefits under the applicable provisions of any local police or  
22 fire pension plan, as defined by subsection (c) of K.S.A. 12-5001 and  
23 amendments thereto; or to a funeral establishment as directed by the  
24 retirant and filed in the office of the system prior to such retirant's death.

25 (b) Notwithstanding the provisions of K.S.A. 74-4923 and amend-  
26 ments thereto, any amounts owed the system shall be deducted from such  
27 lump-sum death benefit.

28 (2) As used in this section, "retirant" means any person who is a  
29 member or special member of the Kansas public employees retirement  
30 system, the Kansas police and firemen's retirement system, the state  
31 school retirement system or the retirement system for judges and who  
32 has retired.

33 Sec. 2. K.S.A. 74-4989 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its  
35 publication in the statute book.