

SENATE BILL No. 388

By Committee on Ways and Means

3-22

9 AN ACT concerning retirement and pensions; relating to the Kansas po-
10 lice and firemen's retirement system; affiliation of attorney general;
11 membership of certain agents and investigators; contributions.
12

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

14 Section 1. (a) (1) Notwithstanding the provisions of K.S.A. 74-4971,
15 and amendments thereto, on or after the effective date of this act, the
16 attorney general shall affiliate with the Kansas police and firemen's re-
17 tirement system established under the provisions of K.S.A. 74-4951 et
18 seq., and amendments thereto, pursuant to the provisions of this act for
19 membership in the system of agents and investigators who have success-
20 fully completed the required course of instruction for law enforcement
21 officers approved by the Kansas law enforcement training center and are
22 certified pursuant to the provisions of K.S.A. 74-5607a, and amendments
23 thereto, and who are employed in a position which such certification is
24 required. For purposes of such affiliation for membership in the system
25 of such members, the attorney general shall be considered a new partic-
26 ipating employer. The attorney general shall make application for affili-
27 ation with such system in the manner provided by K.S.A. 74-4954, and
28 amendments thereto, to be effective on July 1, next following application.
29 The attorney general shall affiliate for membership in the system of such
30 members for participating service credit.

31 (2) The attorney general shall appropriate and pay a sum sufficient
32 to satisfy any obligations as certified by the board of trustees of the re-
33 tirement system and the employer contributions of the attorney general
34 shall be as provided in subsection (1) of K.S.A. 74-4967, and amendments
35 thereto.

36 (b) (1) Each such agent and investigator on the date of affiliation,
37 may become a member of the Kansas police and firemen's retirement
38 system on the first day of the payroll period of such member, coinciding
39 with or following the entry date of the attorney general as provided in
40 this section, only by filing with the board of trustees of the system, on or
41 before the entry date of the attorney general as provided in this section,
42 a written election to become a member of the system. Failure to file such
43 written election shall be presumed to be an election not to become a

1 member of the system. Such election, whether to become or not to be-
2 come a member, shall be irrevocable.

3 (2) Each such agent and investigator who is on an authorized leave
4 of absence or is in the military service on the entry date of the attorney
5 general as provided in this section may become a member of the Kansas
6 police and firemen's retirement system on the first day of the first payroll
7 period of such member, coinciding with such member's return to active
8 employment and payroll of the attorney general, only by filing with the
9 board of trustees of the system within 10 days after such return to active
10 employment a written election to become a member of the system. Fail-
11 ure to file such written election shall be presumed to be an election not
12 to become a member of the system. Such election, whether to become a
13 member or not to become a member, shall be irrevocable.

14 (c) Each such member who is employed as an agent or investigator
15 on or after the entry date of the state attorney general into the Kansas
16 police and firemen's retirement system as provided in this section shall
17 become a member of the Kansas police and firemen's retirement system
18 on the first day of such employment.

19 (d) If the attorney general affiliates as provided in this act and each
20 such agent and investigator who elects to become a member as provided
21 in this act, the attorney general and each such member shall be subject
22 to the provisions of K.S.A. 74-4951 et seq., and amendments thereto, as
23 applicable.

24 (e) The division of the budget and the governor shall include in the
25 budget and in the budget request for appropriations for personnel serv-
26 ices the amount required to satisfy the employer's obligation under this
27 act as certified by the board of trustees of the system, and shall present
28 the same to the legislature for allowance and appropriations.

29 (f) The determination of retirement, death or disability benefits shall
30 be computed upon the basis of "credited service" as used in K.S.A. 74-
31 4951 et seq., and amendments thereto, but shall include only participating
32 service with the person's participating employer, commencing on and
33 after the effective date of affiliation by the participating employer with
34 the Kansas police and firemen's retirement system.

35 Sec. 2. This act shall take effect and be in force from and after its
36 publication in the statute book.