

HOUSE BILL No. 2833

By Representatives Otto, Williams, Henderson, Horst, Lane, Mast,
McCray-Miller, Palmer, Powers and Rardin

2-12

10 AN ACT concerning retirement; relating to retirant dividend payment;
11 lottery revenue fund; amending K.S.A. 2007 Supp. 74-8768 and re-
12 pealing the existing section.
13

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

15 New Section 1. (a) Each retirant who is entitled to receive a retire-
16 ment benefit, pension or annuity payment from a retirement system on
17 July 1 next preceding the payment shall be entitled to receive a postre-
18 tirement benefit payment as specified in this section. Such postretirement
19 benefit payment shall be paid in addition to the amount of the retirement
20 benefit, pension or annuity payment to which the retirant is otherwise
21 entitled pursuant to law and shall be paid in the form of an additional
22 payment which shall be made on December 1, 2009, and on December
23 1 of each year thereafter.

24 (b) Each such postretirement benefit payment as provided in this
25 section shall be payable to the retirant in an amount equal to the amount
26 determined by:

27 (1) The total of the amount transferred to the Kansas public employ-
28 ees retirement fund each year as provided in K.S.A. 74-8768, and amend-
29 ments thereto; and

30 (2) dividing such amount by the total amount of all monthly payment
31 amounts of annual retirement benefits, pensions or annuities or insured
32 disability benefits payable to all retirants and insured disability benefit
33 recipients eligible to receive a postretirement benefit payment as pro-
34 vided in this section at the rate in effect on July 1 of each year.

35 (c) Each such postretirement benefit payment for retirants and in-
36 sured disability benefit recipients shall be paid by the retirement system
37 to such retirants and shall be payable from the Kansas public employees
38 retirement fund.

39 (d) As used in this section:

40 (1) "Retirant" means: (A) Any person who is a member or special
41 member of a retirement system and who retired prior to July 1, 2009,
42 and who is 65 years of age or older on July 1, 2009, or, who retired on
43 the July 1 next preceding the payment, and who is 65 years of age or

1 older on July 1 of each year thereafter; (B) any person who is a joint
2 annuitant or beneficiary of any member or special member described in
3 clause (A); and (C) any insured disability benefit recipient.

4 (2) "Retirement system" means the Kansas public employees retire-
5 ment system, the Kansas police and firemen's retirement system, the state
6 school retirement system and the retirement system for judges.

7 (3) "Insured disability benefit recipient" means any person receiving
8 an insured disability benefit under K.S.A. 74-4927, and amendments
9 thereto, prior to July 1, 2008, and prior to July 1 next preceding any
10 payment pursuant to this section.

11 Sec. 2. K.S.A. 2007 Supp. 74-8768 is hereby amended to read as
12 follows: 74-8768. (a) There is hereby created the expanded lottery act
13 revenues fund in the state treasury. All expenditures and transfers from
14 such fund shall be made in accordance with appropriation acts. All mon-
15 eys credited to such fund shall be expended or transferred only for the
16 purposes of *payment of the postretirement benefit payment for members*
17 *of the Kansas public employees retirement system as provided by subsec-*
18 *tion (b)*, reduction of state debt, state infrastructure improvements and
19 reduction of local ad valorem tax in the same manner as provided for
20 allocation of amounts in the local ad valorem tax reduction fund.

21 (b) *On or before the 15th day of each calendar month prior to August,*
22 *2009, and each year thereafter, the director of accounts and reports shall*
23 *transfer from the expanded lottery act revenues fund to the Kansas public*
24 *employees retirement fund an amount equal to 30% of all moneys credited*
25 *to the expanded lottery act revenues fund during the preceding month.*
26 *Moneys transferred pursuant to this subsection shall be used only to pay*
27 *the postretirement benefit payment as provided in section 1, and amend-*
28 *ments thereto.*

29 Sec. 3. K.S.A. 2007 Supp. 74-8768 is hereby repealed.

30 Sec. 4. This act shall take effect and be in force from and after its
31 publication in the statute book.