

SENATE BILL No. 681

By Committee on Ways and Means

3-14

9 AN ACT concerning retirement and pensions; relating to the Kansas po-
10 lice and firemen's retirement system; affiliation by the Kansas lottery;
11 membership of certain law enforcement officers; employer and em-
12 ployee contributions.
13

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

15 Section 1. (a) (1) Notwithstanding the provisions of K.S.A. 74-4971,
16 and amendments thereto, on or after the effective date of this act, the
17 Kansas lottery shall affiliate with the Kansas police and firemen's retire-
18 ment system established under the provisions of K.S.A. 74-4951 et seq.,
19 and amendments thereto, pursuant to the provisions of this act for mem-
20 bership in the system of law enforcement officers appointed by the ex-
21 ecutive director of the Kansas lottery and designated with law enforce-
22 ment powers pursuant to K.S.A. 74-8714, and amendments thereto, and
23 who have successfully completed the required course of instruction for
24 law enforcement officers approved by the Kansas law enforcement train-
25 ing center and are certified pursuant to the provisions of K.S.A. 74-5607a,
26 and amendments thereto, and who are employed in a position which such
27 certification is required. For purposes of such affiliation for membership
28 in the system of such members, the Kansas lottery shall be considered a
29 new participating employer. The Kansas lottery shall make application for
30 affiliation with such system in the manner provided by K.S.A. 74-4954,
31 and amendments thereto, to be effective on July 1, next following appli-
32 cation. The Kansas lottery shall affiliate for membership in the system of
33 such law enforcement officers for participating service credit.

34 (2) The Kansas lottery shall appropriate and pay a sum sufficient to
35 satisfy any obligations as certified by the board of trustees of the retire-
36 ment system based on an actuarial valuation of the cost of such affiliation
37 and the employer contributions of the Kansas lottery shall be as provided
38 in subsection (1) of K.S.A. 74-4967, and amendments thereto.

39 (b) (1) Each such law enforcement officer employed by the Kansas
40 lottery on the date of affiliation, may become a member of the Kansas
41 police and firemen's retirement system on the first day of the payroll
42 period of such member, coinciding with or following the entry date of
43 the Kansas lottery as provided in this section, only by filing with the board

1 of trustees of the system, on or before the entry date of the Kansas lottery
2 as provided in this section, a written election to become a member of the
3 system. Failure to file such written election shall be presumed to be an
4 election not to become a member of the system. Such election, whether
5 to become or not to become a member, shall be irrevocable.

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

17 (c) Each such law enforcement officer who is employed by the Kansas
18 lottery on or after the entry date of the Kansas lottery into the Kansas
19 police and firemen's retirement system as provided in this section shall
20 become a member of the Kansas police and firemen's retirement system
21 on the first day of such employment.

22 (d) If the Kansas lottery affiliates as provided in this act and each
23 such law enforcement officer who elects to become a member as provided
24 in this act, the Kansas lottery and each such law enforcement officer shall
25 be subject to the provisions of K.S.A. 74-4951 et seq., and amendments
26 thereto, as applicable.

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

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

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