

HOUSE BILL No. 2198

By Committee on Financial Institutions and Pensions

1-26

1 AN ACT concerning retirement and pensions; relating to the Kansas police
2 and firemen's retirement system; providing for membership affiliation
3 for certain law enforcement officers and employees of the Kansas
4 department of wildlife and parks; establishing employee and employer
5 contributions.

6
7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. (a) (1) On July 1, 2023, the Kansas department of wildlife
9 and parks shall be an eligible employer as defined in K.S.A. 74-4952, and
10 amendments thereto, and shall affiliate with the Kansas police and
11 firemen's retirement system established under the provisions of K.S.A. 74-
12 4951 et seq., and amendments thereto, pursuant to the provisions of this
13 section for membership in the system of officers and employees employed
14 by the Kansas department of wildlife and parks who have successfully
15 completed the required course of instruction for law enforcement officers
16 approved by the Kansas law enforcement training center and are certified
17 as a full-time police officer or law enforcement officer pursuant to the
18 provisions of K.S.A. 74-5607a, and amendments thereto, and who are
19 employed in the parks, public lands or law enforcement division. For
20 purposes of such affiliation for membership in the system of such
21 members, the Kansas department of wildlife and parks shall be considered
22 a new participating employer. The Kansas department of wildlife and
23 parks shall make application for affiliation with such system in the manner
24 provided by K.S.A. 74-4954, and amendments thereto, to be effective on
25 the July 1 next following application. The Kansas department of wildlife
26 and parks shall affiliate for membership in the system of such officers and
27 employees for participating service credit.

28 (2) The Kansas department of wildlife and parks shall appropriate
29 and pay a sum sufficient to satisfy any obligations as certified by the board
30 of trustees of the retirement system based on an actuarial valuation of the
31 cost of such affiliation, and the employer contributions of the Kansas
32 department of wildlife and parks shall be as provided in K.S.A. 74-
33 4967(1), and amendments thereto.

34 (b) Each such officer and employee who is employed by the Kansas
35 department of wildlife and parks on or after the entry date of the Kansas
36 department of wildlife and parks into the Kansas police and firemen's

1 retirement system as provided in this section shall become a member of
2 the Kansas police and firemen's retirement system on the first day of such
3 employment and shall be subject to the provisions of K.S.A. 74-4951 et
4 seq., and amendments thereto, as applicable.

5 (c) The division of the budget and the governor shall include in the
6 budget and in the budget request for appropriations for personnel services
7 the amount required to satisfy the employer's obligation under this section
8 as certified by the board of trustees of the system, and shall present the
9 same to the legislature for allowance and appropriation.

10 (d) The determination of retirement, death or disability benefits shall
11 be computed upon the basis of credited services, as used in K.S.A. 74-
12 4951 et seq., and amendments thereto, but shall include only participating
13 service with the Kansas department of wildlife and parks, commencing on
14 and after the effective date of affiliation by the Kansas department of
15 wildlife and parks with the Kansas police and firemen's retirement system.

16 (e) In the case of a member who retires on or after July 1, 2023,
17 whose date of membership in the system is prior to July 1, 1993, and any
18 member who was in such member's membership waiting period on July 1,
19 1993, and whose date of membership in the system is on or after July 1,
20 1993, shall have such member's employer certify to the Kansas public
21 employees retirement system the number of hours of such member's sick
22 and annual leaves at the time of such member's transfer to the Kansas
23 police and firemen's retirement system. Upon the date of such member's
24 retirement from the Kansas public employees retirement system, such
25 member may use in the calculation of the member's retirement benefit, the
26 average highest annual compensation, as defined in K.S.A. 74-4902(9),
27 and amendments thereto, which shall include but not exceed compensation
28 for the number of sick and annual leave hours certified to the Kansas
29 public employees retirement system on the date of the member's transfer,
30 paid to such member for any four years of participating service preceding
31 the transfer to the Kansas police and firemen's retirement system, or the
32 average highest annual salary, as defined in K.S.A. 74-4902(33), and
33 amendments thereto, paid to such member for any three years of
34 participating service preceding retirement or termination of employment,
35 whichever is greater.

36 (f) Any rights or benefits accruing to any such officer or employee
37 employed by the Kansas department of wildlife and parks prior to the
38 effective date of affiliation shall be determined pursuant to the provisions
39 of K.S.A. 74-4901 et seq., and amendments thereto. Any officer and
40 employee who becomes a member pursuant to this section, who has a
41 vested retirement benefit pursuant to K.S.A. 74-4917, and amendments
42 thereto, and who terminates employment prior to attaining a vested benefit
43 pursuant to K.S.A. 74-4963, and amendments thereto, may have such

1 service credited for purposes of computing retirement benefits pursuant to
2 K.S.A. 74-4901 et seq., and amendments thereto.

3 (g) Beginning with the first payment of compensation for services of
4 such officer or employee after becoming a member of the Kansas police
5 and firemen's retirement system, the employer shall deduct from the
6 compensation of such member 7.15% as the employee contribution to the
7 system. Such deductions shall be remitted, deposited and credited as
8 provided in K.S.A. 74-4965, and amendments thereto.

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