

74-4917b. Termination of employment; payment of accumulated contributions; spousal consent; statement required. (1) Upon termination of employment, if a member who has accrued a vested benefit makes application to the system for payment of the member's accumulated contributions, at the time of such application the member shall submit a notarized statement of the marital status of the member and, if the member is currently married, a statement of the spouse's consent or objection to the member's withdrawal of accumulated contributions under the provisions of this section signed by the spouse and notarized in such form and manner as provided by the system.

(2) (a) If the spouse of the member does not consent to the member's withdrawal of accumulated contributions under the provisions of this section before the payment of accumulated contributions, the system shall notify the spouse that the spouse has 90 days to consent or have the member decide not to withdraw such member's accumulated contributions.

(b) Upon consent of the spouse or at the end of 90 days, the accumulated contributions shall be paid to the member.

(c) The system is not liable for any damages resulting from false designation of marital status by a member or retiree.

(3) For purposes of this section, "retirement system" or "system" means the Kansas public employees retirement system, the Kansas police and firemen's retirement system and the retirement system for judges.

(4) The provisions of this section shall take effect on and after July 1, 1995.

History: L. 1995, ch. 267, § 34; July 1.