

## HOUSE BILL No. 2008

By Representatives Proctor, Buehler, Johnson, Neelly and Resman

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1 AN ACT concerning retirement and pensions; relating to the Kansas public  
2 employees retirement system and systems thereunder; affiliation and  
3 membership of certain security officers of the department of corrections  
4 in the Kansas police and firemen's retirement system; providing for  
5 employee and employer contributions; authorizing certain participating  
6 service credit purchases of previous KPERS security officer  
7 participating service for purposes of KP&F retirement benefits.  
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9 *Be it enacted by the Legislature of the State of Kansas:*

10 Section 1. (a) As used in this section, "security officer" means the  
11 same as defined by K.S.A. 74-4914a(1)(a) and (b), and amendments  
12 thereto.

13 (b) On and after July 1, 2023, the department of corrections shall be  
14 an eligible employer as defined in K.S.A. 74-4952, and amendments  
15 thereto, and shall affiliate on July 1, 2023, with the Kansas police and  
16 firemen's retirement system established under K.S.A. 74-4951 et seq., and  
17 amendments thereto, pursuant to the provisions of this section for  
18 membership in the system for security officers who are employed by the  
19 department of corrections. The department of corrections shall make  
20 application for affiliation with such system in the manner provided by  
21 K.S.A. 74-4954, and amendments thereto, to be effective on July 1 next  
22 following application. The department of corrections shall affiliate for  
23 membership in the system of such employees for participating service  
24 credit.

25 (c) The division of the budget and the governor shall include in the  
26 budget and in the budget request for appropriations for personnel services  
27 the amount required to satisfy the employer's obligation under this section  
28 as certified by the board of trustees of the system and shall present the  
29 same to the legislature for allowance and appropriation. Upon affiliation,  
30 the department of corrections shall pay to the system a sum sufficient to  
31 satisfy such obligations as certified by the board.

32 (d) Except for participating service credit purchases authorized by  
33 section 2, and amendments thereto, the determination of retirement, death  
34 or disability benefits shall be computed upon the basis of credited service,  
35 as used in K.S.A. 74-4951 et seq., and amendments thereto, but shall  
36 include only participating service with the department of corrections,

1 commencing on and after the effective date of affiliation by the department  
2 of corrections with the Kansas police and firemen's retirement system.

3 (e) The provisions of K.S.A. 74-4988, and amendments thereto, shall  
4 apply to any security officer who becomes a member of the Kansas police  
5 and firemen's retirement system pursuant to this section.

6 (f) Every person who is employed as a security officer on or after the  
7 entry date of the department of corrections into the Kansas police and  
8 firemen's retirement system shall become a member of the Kansas police  
9 and firemen's retirement system.

10 (g) Except as otherwise provided by this act, any security officer  
11 employed by the department of corrections who becomes a member of the  
12 Kansas police and firemen's retirement system shall be subject to the  
13 provisions of K.S.A. 74-4951 through 74-4970, and amendments thereto.

14 (h) Beginning with the first payment of compensation for services of  
15 a security officer after becoming a member of the Kansas police and  
16 firemen's retirement system, the employer shall deduct from the  
17 compensation of such member 7.15% as the employee contribution to the  
18 system. Such deductions shall be remitted, deposited and credited as  
19 provided in K.S.A. 74-4965, and amendments thereto.

20 Sec. 2. (a) Subject to the provisions of K.S.A. 74-49,123, and  
21 amendments thereto, any security officer who becomes a member of the  
22 Kansas police and firemen's retirement system pursuant to section 1, and  
23 amendments thereto, and who has not retired, may purchase participating  
24 service credit for periods of active service as a security officer of the  
25 department of corrections in the Kansas public employees retirement  
26 system at an additional rate of contribution, in addition to the employee's  
27 rate of contribution as provided in section 1 and K.S.A. 74-4965, and  
28 amendments thereto. All such service credit purchased shall be recredited  
29 to the Kansas police and firemen's retirement system. Such additional rate  
30 of contribution shall be based upon the security officer's attained age at the  
31 time of purchase and using actuarial assumptions and tables in use by the  
32 retirement system at such time of purchase for such periods of service.  
33 Such additional rate of contribution shall commence at the beginning of  
34 the quarter following such election and shall remain in effect until all of  
35 the full quarters of such service have been purchased.

36 (b) (1) Subject to the provisions of K.S.A. 74-49,123, and  
37 amendments thereto, any security officer who becomes a member of the  
38 Kansas police and firemen's retirement system pursuant to section 1, and  
39 amendments thereto, and who has not retired, may purchase participating  
40 service credit for periods of active service as a security officer of the  
41 department of corrections in the Kansas public employees retirement  
42 system by electing to effect such purchase by means of a single lump-sum  
43 payment in lieu of employee contributions as provided in subsection (a).

1 All such service credit purchased shall be recredited to the Kansas police  
2 and firemen's retirement system.

3 (2) The lump-sum payment shall be an amount determined by the  
4 actuary using:

5 (A) The member's then current annual rate of compensation or the  
6 member's final average salary at the time the member elects to purchase  
7 such service credit, whichever is greater;

8 (B) the actuarial assumptions and tables currently in use by the  
9 retirement system; and

10 (C) the member's attained age.

11 Sec. 3. This act shall take effect and be in force from and after its  
12 publication in the statute book.