

## SENATE BILL No. 10

By Senator Hawk

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1 AN ACT concerning members of the legislature; relating to compensation  
2 and retirement benefits therefor; increasing the daily rate of  
3 compensation for legislators first serving on or after January 13, 2025;  
4 eliminating the annualization of compensation for purposes of  
5 determining benefits and contributions under the Kansas public  
6 employees retirement system for legislators first serving on or after  
7 January 13, 2025; providing an election for the calculation of  
8 compensation and retirement benefits for legislators with service prior  
9 to January 13, 2025; amending K.S.A. 46-137a, 46-137c, 74-4915b,  
10 74-4992, 74-4995 and 75-3212 and repealing the existing sections.  
11

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

13 New Section 1. (a) Each member of the legislature serving in a term  
14 commencing on or after January 13, 2025, and who previously made an  
15 election to become a member of the Kansas public employees retirement  
16 system in accordance with K.S.A. 74-4992 and 74-4995, and amendments  
17 thereto, as a member of the legislature before January 13, 2025, shall make  
18 an election relating to the compensation and retirement benefits each such  
19 member of the legislature shall receive for service as a member of the  
20 legislature on and after January 13, 2025. Such election shall be either to  
21 receive compensation in the amount prescribed in:

22 (1) K.S.A. 46-137a, and amendments thereto, and to have such  
23 legislator's retirement benefit calculated in the manner prescribed in  
24 K.S.A. 74-4995, and amendments thereto; or

25 (2) section 2, and amendments thereto, and to have such legislator's  
26 retirement benefit calculated in the manner prescribed in section 3, and  
27 amendments thereto.

28 (b) Such election shall become effective immediately upon making  
29 such election, if such election is made within 14 days of taking the oath of  
30 office or, otherwise, on the first day of the first payroll period of the first  
31 quarter following receipt of the election in the division of legislative  
32 administrative services and in the office of the retirement system. Such  
33 election shall be a one-time irrevocable election and shall be made in a  
34 manner established by the board of trustees of the Kansas public  
35 employees retirement system in consultation with the director of  
36 legislative administrative services.

1 New Sec. 2. (a) In addition to the compensation provided for by  
2 K.S.A. 46-137b, 46-137e and 75-3212, and amendments thereto, each  
3 member of the legislature first serving in a legislative term on or after  
4 January 13, 2025, or a member of the legislature who elected to receive  
5 compensation pursuant to section 1(a)(2), and amendments thereto, shall  
6 receive the following amounts:

7 (1) The sum of \$320 per calendar day for service at any regular or  
8 special session, except as otherwise provided in subsection (b);

9 (2) the sum of \$157 per calendar day for subsistence allowance for  
10 any regular or special session of the legislature, except that if the amounts  
11 allowable for the capital city of Kansas under applicable federal law and  
12 regulations to employees of the executive branch of the federal  
13 government for per diem expenses, while away from home but serving in  
14 the United States, are amounts that total greater than \$157, then each  
15 member of the legislature shall receive such greater total amount per  
16 calendar day for subsistence allowance for any regular or special session  
17 of the legislature;

18 (3) an allowance of \$354.15 for the two-week period, which  
19 coincides with the biweekly payroll period, which includes April 1, and for  
20 each of the 19 ensuing two-week periods thereafter, to defray expenses  
21 incurred between sessions of the legislature for postage, telephone, office  
22 and other incidental expenses, except as otherwise provided in subsection  
23 (c); and

24 (4) an allowance for mileage in an amount equal to the rate per mile  
25 prescribed under the provisions of K.S.A. 75-3203a, and amendments  
26 thereto, multiplied by the number of miles traveled by the usual route in  
27 going to and returning from the member's place of residence for any  
28 regular or special session of the legislature. Such mileage allowance shall  
29 be paid for not to exceed the equivalent of one trip for each full week  
30 occurring between convening and adjournment sine die in any regular or  
31 special session. The mileage allowance provided under the provisions of  
32 this subsection shall not be subject to the restrictions relating to the use of  
33 vehicles prescribed by K.S.A. 75-3203 and 75-3203a, and amendments  
34 thereto, but shall only be allowed for trips actually made. Compensation  
35 and subsistence allowance shall not be allowed under the provisions of  
36 paragraphs (1) and (2) during any period in which the legislature is  
37 adjourned for more than two days, Sundays excepted.

38 (b) The rate of compensation per calendar day for members of the  
39 legislature for service at any regular or special session of the legislature as  
40 provided in subsection (a)(1) shall be increased on July 1 of each year by  
41 an amount equal to the percentage increase in the consumer price index for  
42 all urban consumers in the midwest region as published by the bureau of  
43 labor statistics of the United States department of labor during the three

1 immediately preceding state fiscal years.

2 (c) The allowance provided for each member of the legislature by  
3 subsection (a)(3) to defray expenses incurred between sessions of the  
4 legislature for postage, telephone, office and other incidental expenses for  
5 each of the two-week periods specified by subsection (a)(3) shall be  
6 increased on July 1 of each year by an amount equal to the percentage  
7 increase in the consumer price index for all urban consumers in the  
8 midwest region as published by the bureau of labor statistics of the United  
9 States department of labor during the three immediately preceding state  
10 fiscal years.

11 New Sec. 3. (a) For purposes of contributions to and benefits under  
12 the Kansas public employees retirement system, compensation of a  
13 member of the legislature first serving on or after January 13, 2025, or for  
14 a member of the legislature who made an election pursuant to section 1(a)  
15 (2), and amendments thereto, shall be equal to:

16 (1) The compensation to which the member was entitled for services  
17 as a member of the legislature pursuant to section 2(a)(1), and  
18 amendments thereto, and K.S.A. 75-3212, and amendments thereto; and

19 (2) any amount to which the member makes an election pursuant to  
20 the provisions of subsection (b).

21 (b) In addition to the provisions of subsection (a)(1), a member of the  
22 legislature may elect to participate with a rate of compensation that  
23 includes:

24 (1) The monthly allowance under section 2(a)(3), and amendments  
25 thereto;

26 (2) an amount equal to the amount received for subsistence allowance  
27 under section 2(a)(2), and amendments thereto, and K.S.A. 75-3212, and  
28 amendments thereto; or

29 (3) an amount equal to the combined amounts provided for in  
30 paragraphs (1) and (2).

31 (c) Nothing in this section shall be construed to permit a member of  
32 the legislature who made an election pursuant to K.S.A. 74-4992, and  
33 amendments thereto, prior to January 13, 2025, to revoke any such  
34 election previously made by such member. In the event that any such  
35 member fails to file such election, it shall be presumed that such member  
36 has elected to not include any amounts specified in subsection (b) and  
37 participate at a rate of compensation that includes only the amount  
38 provided in subsection (a)(1).

39 (d) The employee rate of contribution shall be applied to any amounts  
40 to which a member has elected pursuant to the provisions of subsection  
41 (b). The employee and employer contributions shall be remitted to the  
42 system quarterly with a report of such contributions as may be required by  
43 the board. Any changes in a member's rate of compensation and

1 contributions as a result of any election mandated by section 1, and  
2 amendments thereto, for a member of the legislature who filed an election  
3 to become a member of the system prior to January 13, 2025, shall be  
4 effective on April 1, 2025. All such elections pursuant to this section shall  
5 be in the form and manner prescribed by the board of trustees.

6 (e) Any member of the legislature making the election pursuant to  
7 subsection (b) shall not revoke such election while such member remains a  
8 participating employee for service as a member of the legislature.

9 Sec. 4. K.S.A. 46-137a is hereby amended to read as follows: 46-  
10 137a. (a) In addition to the compensation provided for by K.S.A. 46-137b,  
11 46-137e and 75-3212, and amendments thereto, each member of the  
12 legislature *serving prior to January 13, 2025, and each member of*  
13 *legislature who elects to receive compensation pursuant to section 1(a)(1),*  
14 *and amendments thereto,* shall receive the following amounts:

15 ~~(a)(1)~~ The sum of \$88.66 per calendar day for service at any regular  
16 or special session, except as otherwise provided in subsection ~~(e)~~ (b);

17 ~~(b)(2)~~ the sum of ~~\$109~~ \$157 per calendar day for subsistence  
18 allowance for any regular or special session of the legislature, except that  
19 if the amounts allowable for the capital city of Kansas under applicable  
20 federal law and regulations to employees of the executive branch of the  
21 federal government for per diem expenses, while away from home but  
22 serving in the United States, are amounts which total greater than ~~\$109~~  
23 \$157, then each member of the legislature shall receive such greater total  
24 amount per calendar day for subsistence allowance for any regular or  
25 special session of the legislature;

26 ~~(e)(3)~~ an allowance of \$354.15 for the two-week period which  
27 coincides with the biweekly payroll period which includes April ~~1~~<sup>st</sup> 1 and  
28 for each of the 19 ensuing two-week periods thereafter, to defray expenses  
29 incurred between sessions of the legislature for postage, telephone, office  
30 and other incidental expenses, except as otherwise provided in subsection  
31 ~~(f)~~ (c); and

32 ~~(d)(4)~~ an allowance for mileage in an amount equal to the rate per  
33 mile prescribed under the provisions of K.S.A. 75-3203a, and amendments  
34 thereto, multiplied by the number of miles traveled by the usual route in  
35 going to and returning from the member's place of residence for any  
36 regular or special session of the legislature. Such mileage allowances shall  
37 be paid for not to exceed the equivalent of one trip for each full week  
38 occurring between convening and adjournment sine die in any regular or  
39 special session. The mileage allowance provided under the provisions of  
40 this subsection shall not be subject to the restrictions relating to the use of  
41 vehicles prescribed by K.S.A. 75-3203 and 75-3203a, and amendments  
42 thereto, but shall only be allowed for trips actually made. Compensation  
43 and subsistence allowance shall not be allowed under the provisions of

1 subsections ~~(a) and (b)~~ of this section paragraphs (1) and (2) during any  
 2 period in which the legislature is adjourned for more than two days,  
 3 Sundays excepted; ~~and.~~

4 ~~(e)(b)~~ Whenever the rates of compensation of the pay plan for  
 5 persons in the classified service under the Kansas civil service act are  
 6 increased for payroll periods chargeable to fiscal years commencing after  
 7 June 30, 2009, the rate of compensation per calendar day for members of  
 8 the legislature for service at any regular or special session of the  
 9 legislature shall be increased on the effective date of any such pay plan  
 10 increase by an amount computed by multiplying the average of the  
 11 percentage increases in all steps of such pay plan by the rate of  
 12 compensation per calendar day which is authorized by this section for  
 13 service at any regular or special session of the legislature for the day upon  
 14 which such increase is computed.

15 ~~(f)(c)~~ Whenever the rates of compensation of the pay plan for persons  
 16 in the classified service under the Kansas civil service act are increased for  
 17 payroll periods chargeable to fiscal years commencing after June 30, 2009,  
 18 the allowance provided for each member of the legislature by subsection  
 19 ~~(e)~~ (a)(3) to defray expenses incurred between sessions of the legislature  
 20 for postage, telephone, office and other incidental expenses for each of the  
 21 two-week periods specified by subsection ~~(e)~~ (a)(3) shall be increased on  
 22 the effective date of any such pay plan increase by an amount computed by  
 23 multiplying the average of the percentage increases in all steps of such pay  
 24 plan by the allowance provided to defray such expenses for each such two-  
 25 week period as provided by this section.

26 Sec. 5. K.S.A. 46-137c is hereby amended to read as follows: 46-  
 27 137c. Expenditures to carry out K.S.A. 46-137a and 46-137b, *and*  
 28 *amendments thereto*, shall be made upon warrants of the director of  
 29 accounts and reports issued pursuant to vouchers approved by the  
 30 ~~chairman~~ *chairperson* or ~~vice-chairman~~ *vice chairperson* of the legislative  
 31 coordinating council. Allowances under ~~subsection (e)~~ of K.S.A. 46-137a  
 32 ~~or any(a)(3)~~, *and* amendments thereto, and compensation under K.S.A. 46-  
 33 137b ~~or any~~, *and* amendments thereto, shall be payable on the first day of  
 34 the month following the month for which the allowance or compensation  
 35 is due.

36 Sec. 6. K.S.A. 74-4915b is hereby amended to read as follows: 74-  
 37 4915b. (a) Notwithstanding any provision of law to the contrary, any  
 38 member who is a member of the legislature who is also employed by  
 39 another participating employer of the Kansas public employees retirement  
 40 system other than the legislature and is an eligible employee as defined in  
 41 K.S.A. 74-4902, and amendments thereto, may retire from service from  
 42 such other participating employer and may continue to serve as a member  
 43 of the legislature, except that, commencing January 8, 2001, such member

1 of the legislature shall not receive any retirement benefit for any month for  
2 which such member of the legislature serves when compensation as  
3 provided in subsection (e) is paid in an amount equal to \$15,000 or more,  
4 or commencing in calendar year 2006, and all calendar years thereafter,  
5 \$20,000 or more in any one such calendar year. Such member's retirement  
6 benefit shall be based on the final average salary of such member for  
7 service prior to service as a member of the legislature.

8 (b) No such member who is a member of the legislature who retires  
9 as provided in subsection (a) and who continues to serve as a member of  
10 the legislature shall accrue any additional service credit for such service as  
11 a member of the legislature or be entitled to any benefit provided in K.S.A.  
12 74-4916 or 74-4927, and amendments thereto.

13 (c) When such member who is a member of the legislature retires as a  
14 member of the legislature, such member's final average salary shall be  
15 recalculated to include legislative compensation, if such inclusion of such  
16 compensation increases such member's final average salary, of the member  
17 up to the time of retirement from the participating employer other than the  
18 legislature as provided in subsection (a).

19 (d) No such member who is a member of the legislature shall accrue  
20 any additional retirement benefits for the period of time between the date  
21 the member retired from the participating employer other than the  
22 legislature and the date such member retires as a member of the  
23 legislature.

24 (e) The participating employer shall report to the system within 30  
25 days of when the compensation paid to the retirant is equal to or exceeds  
26 any limitation provided in subsection (a). Upon request of the executive  
27 director of the system, the secretary of revenue shall provide such  
28 information as may be needed by the executive director to carry out the  
29 provisions of this section. For determination of the amount of legislative  
30 compensation, as provided in subsection (a) and this subsection, for  
31 members of the legislature, compensation shall include any amount paid as  
32 provided pursuant to ~~subsections (a), (b), (c) and (d) of K.S.A. 46-137a(a)~~  
33 *(1), (a)(2), (a)(3) and (a)(4)*, and amendments thereto, or pursuant to  
34 K.S.A. 46-137b, and amendments thereto. Notwithstanding any provision  
35 of law to the contrary, when a member of the legislature is paid an amount  
36 of compensation of \$15,000 or more, or commencing in calendar year  
37 2006, and all calendar years thereafter, \$20,000 or more in any one  
38 calendar year, the member may continue to receive any amount provided  
39 in ~~subsections (b) and (d) of K.S.A. 46-137a(a)(2) and (a)(4)~~, and  
40 amendments thereto, and still be entitled to receive such member's  
41 retirement benefit.

42 (f) The provisions of this section are intended to further the public  
43 policy of encouraging persons to serve in elective public office by

1 permitting a member of the system, who is a member through employment  
2 with a participating employer in a nonelected position and who holds an  
3 elected office as a member of the legislature and who is also a member of  
4 the system for such elected office, to retire under the system from such  
5 nonelected employment and to continue serving in such elected public  
6 office.

7 (g) The words and phrases used in this section have the meanings  
8 respectively ascribed thereto by K.S.A. 74-4902, and amendments thereto,  
9 unless a different meaning is plainly required by the context.

10 (h) The provisions of this section shall be effective on and after July  
11 1, 2000.

12 Sec. 7. K.S.A. 74-4992 is hereby amended to read as follows: 74-  
13 4992. (a) Any such member of the legislature or former member of the  
14 legislature as described in K.S.A. 74-4991, and amendments thereto, shall  
15 become a member on entry date or upon filing with the board an  
16 irrevocable election to become or not to become a member of the system.  
17 In the event that any such member of the legislature or former member of  
18 the legislature fails to file the election to become a member of the  
19 retirement system, it shall be presumed that such member of the legislature  
20 or former member of the legislature has elected not to become a member.  
21 The election to participate shall become effective immediately upon  
22 making such election, if such election is made within 14 days of taking the  
23 oath of office or, otherwise, on the first day of the first payroll period of  
24 the first quarter following receipt of the election in the office of the  
25 retirement system. On and after July 1, 2006, *through January 12, 2025*,  
26 all members of the legislature shall also make the election required by the  
27 provisions of K.S.A. 74-4995, and amendments thereto, related to the rate  
28 of compensation at which such members shall participate for purposes of  
29 K.S.A. 74-4991 et seq., and amendments thereto. *On and after January*  
30 *13, 2025, all members of the legislature first serving as a member of the*  
31 *legislature on and after such date, and all members of the legislature who*  
32 *make an election pursuant to the provisions of section 1(a)(2), and*  
33 *amendments thereto, shall also make the election required by the*  
34 *provisions of section 3, and amendments thereto, related to the rate of*  
35 *compensation at which such members shall participate for purposes of*  
36 *K.S.A. 74-4991 et seq., and amendments thereto.*

37 (b) Any member of the legislature who had attained membership in  
38 the Kansas public employees retirement system prior to taking the oath of  
39 office as a member of the legislature may elect not to participate in the  
40 Kansas public employees retirement system for the purpose of service as a  
41 member of the legislature. This election, which is irrevocable, must be  
42 filed within the offices of the system. Any member of the legislature who  
43 is a member of the retirement system on the effective date of this act and

1 was a member of the retirement system at the time of taking the oath of  
2 office may elect not to participate in the retirement system for service as a  
3 member of the legislature if such irrevocable election is filed within the  
4 offices of the system.

5 (c) Subject to the provisions of K.S.A. 74-49,123, and amendments  
6 thereto, any member of the legislature who elected not to participate in the  
7 retirement system, and who is not a contributing member with any other  
8 participating employer, may purchase such participating service by making  
9 a single lump-sum payment in an amount determined by the actuary using  
10 the then current rate of compensation and the actuarial assumptions and  
11 tables currently in use by the system.

12 (d) Subject to the provisions of K.S.A. 74-49,123, and amendments  
13 thereto, except as otherwise provided in this section, any member of the  
14 retirement system may purchase participating service credit for  
15 employment service as described in this section, if first commenced prior  
16 to January 1, 1996, by electing to effect such purchase by means of having  
17 employee contributions as provided in K.S.A. 74-4919, and amendments  
18 thereto, deducted from such member's compensation at a percentage rate  
19 equal to two times or three times the employee's rate of contribution as  
20 provided in K.S.A. 74-4919, and amendments thereto, for such periods of  
21 service in lieu of a lump-sum amount as provided in this section. Such  
22 deductions shall commence at the beginning of the quarter following such  
23 election and shall remain in effect until all quarters of such service have  
24 been purchased. Any person may make any such purchase as described in  
25 this section, if first commenced in calendar year 1996 or thereafter, at an  
26 additional rate of contribution, in addition to the employee's rate of  
27 contribution as provided in K.S.A. 74-4919, and amendments thereto,  
28 based upon the member's attained age at the time of purchase and using  
29 actuarial assumptions and tables in use by the retirement system at such  
30 time of purchase, for such periods of service, in lieu of a lump-sum  
31 amount as provided in this section. Such additional rate of contribution  
32 shall commence at the beginning of the quarter following such election  
33 and shall remain in effect until all quarters of such service have been  
34 purchased.

35 Sec. 8. K.S.A. 74-4995 is hereby amended to read as follows: 74-  
36 4995. (a) Employer and employee contributions shall be governed by the  
37 provisions of K.S.A. 74-4919 and 74-4920, and amendments thereto. For  
38 purposes of contributions to and benefits under the Kansas public  
39 employees retirement system, compensation of a member of the legislature  
40 under this act *for all service prior to January 13, 2025, and for a member*  
41 *of the legislature who makes an election pursuant to section 1(a)(1), and*  
42 *amendments thereto*, shall be a monthly amount equal to: (1) The  
43 compensation to which the member was entitled for services as a member



1 of the legislature during the first 30 calendar days of the most recent  
2 session in which the member has served; and (2) any amount to which the  
3 member makes an election pursuant to this subsection. In addition to the  
4 provisions of subsection (a)(1) and any election made pursuant to this  
5 subsection, the compensation of a member shall include an additional five  
6 days of compensation to which such member was entitled for services as a  
7 member of the legislature of the most recent session in which the member  
8 has served beyond the days provided for in subsection (a)(1). In addition to  
9 the provisions of subsection (a)(1), a member of the legislature may elect  
10 to participate with a rate of compensation that includes: (A) For service as  
11 a member after July 18, 1982, a monthly amount equal to  $\frac{1}{12}$  of the  
12 annualized amount received for monthly allowance under ~~subsection (e) of~~  
13 K.S.A. 46-137a(a)(3), and amendments thereto; (B) a monthly amount  
14 equal to  $\frac{1}{12}$  of the annualized amount received for ~~expenses~~ *subsistence*  
15 allowance under ~~subsection (b) of~~ K.S.A. 46-137a(a)(2), and amendments  
16 thereto; or (C) an amount equal to the combined amounts provided for in  
17 subsections (2)(A) and (2)(B). A member of the legislature who has filed  
18 an election to become a member of the system pursuant to the provisions  
19 of K.S.A. 74-4992, and amendments thereto, prior to July 1, 2006, shall  
20 file an election with the system to include any amounts specified in  
21 subsection (2)(A), (2)(B) or (2)(C) prior to August 1, 2006, except that  
22 nothing contained in this act shall be construed to permit a member of the  
23 legislature who has made an election pursuant to this section prior to the  
24 effective date of this act to revoke any such election previously made by  
25 such member. In the event that any such member fails to file such election  
26 prior to August 1, 2006, it shall be presumed that such member has elected  
27 to not include any amounts specified in subsection (2)(A), (2)(B) or (2)(C),  
28 and participate at a rate of compensation that includes only the amount  
29 provided in subsection (a)(1). A member of the legislature who files an  
30 election to become a member of the system pursuant to the provisions of  
31 K.S.A. 74-4992, and amendments thereto, on and after July 1, 2006, shall  
32 file an election with the system to include any amounts specified in  
33 subsection (2)(A), (2)(B) or (2)(C) at the same time that such member files  
34 the election to become a member of the system. In the event that any such  
35 member fails to file such election, it shall be presumed that such member  
36 has elected to not include any amounts specified in subsection (2)(A), (2)  
37 (B) or (2)(C), and participate at a rate of compensation that includes only  
38 the amount provided in subsection (a)(1).

39 (b) The employee rate of contribution shall be applied to any amounts  
40 to which a member has elected pursuant to the provisions of subsection (a)  
41 (2). The employee and employer contributions shall be remitted to the  
42 system quarterly with a report of such contributions as may be required by  
43 the board. Any changes in a member's rate of compensation and

1 contributions as a result of any election mandated by this section for a  
 2 member of the legislature who had filed an election to become a member  
 3 of the system prior to July 1, 2006, shall be effective on October 1, 2006.  
 4 All such elections pursuant to this section shall be in the form and manner  
 5 prescribed by the board of trustees.

6 (c) *Except as provided in section 3, and amendments thereto, any*  
 7 *member of the legislature making the election pursuant to subsection (a)*  
 8 *(2) may shall not revoke such election while they remain such member*  
 9 *remains a participating employee for service as a member of the*  
 10 *legislature.*

11 Sec. 9. K.S.A. 75-3212 is hereby amended to read as follows: 75-  
 12 3212. In addition to amounts authorized under K.S.A. 46-137a, 46-137b  
 13 and 46-137e, and amendments thereto, members of the senate and the  
 14 house of representatives of the state and other persons or officers of  
 15 various committees, delegations, subcommittees, boards, commissions and  
 16 councils referred to in this act shall be paid compensation and travel  
 17 expenses and subsistence expenses or allowance for such service as  
 18 follows:

19 (a) A per diem compensation of ~~thirty-five dollars~~ (\$35) for each day  
 20 of actual attendance at authorized in-state or out-of-state meetings except  
 21 that members of the senate and the house of representatives shall receive  
 22 per diem compensation therefor in the amount prescribed under ~~subsection~~  
 23 ~~(a) of K.S.A. 46-137a or any(a)(1), and amendments thereto, or section~~  
 24 ~~2(a)(1), and amendments thereto;~~

25 (b) the sum specified in ~~subsection (b) of K.S.A. 46-137a or any(a)~~  
 26 ~~(2), and amendments thereto, or section 2(a)(2), and amendments thereto,~~  
 27 for subsistence allowance per any day or part thereof spent in actual  
 28 attendance at any such in-state meeting;

29 (c) for any day, or part thereof, other than the day of the meeting, the  
 30 sum specified in ~~subsection (b) of K.S.A. 46-137a or any(a)(2), and~~  
 31 ~~amendments thereto, or section 2(a)(2), and amendments thereto,~~ for  
 32 subsistence allowance incurred in going to and returning from such in-  
 33 state meetings, provided such person resides more than ~~one hundred~~ (100)  
 34 miles from the location of the meeting;

35 (d) the mileage rate authorized by K.S.A. 75-3203a ~~or any, and~~  
 36 ~~amendments thereto,~~ for each mile actually traveled by the usual route in  
 37 going to and returning from the place where an authorized in-state meeting  
 38 is held; and

39 (e) the sum specified in K.S.A. 46-137a, and ~~any~~ amendments  
 40 ~~thereto, or section 2, and amendments thereto,~~ for subsistence allowance  
 41 per day or part thereof while attending and going to and from any out-of-  
 42 state meeting authorized by the chairperson or the rules of the commission,  
 43 committee or council, or as otherwise authorized in accordance with this

1 act or if the actual subsistence expenses of such officer are in excess of the  
2 allowance prescribed such officer shall be entitled to be reimbursed for  
3 such officer's actual subsistence expenses incurred while attending such  
4 out-of-state meeting. Such officers shall also be entitled to mileage  
5 allowances at the rate authorized by K.S.A. 75-3203a ~~or any, and~~  
6 amendments thereto, for each mile actually traveled by the usual route in  
7 going to and returning from the place of any such out-of-state meetings if  
8 private conveyance is used, or actual transportation cost if private  
9 conveyance is not used. No legislator shall receive compensation under  
10 this section during any legislative session except when the legislature is  
11 adjourned for a period of more than two days, Sundays excepted. No  
12 legislator shall receive subsistence expenses or allowances under this  
13 section for attendance at any in-state meeting during any legislative  
14 session or for which subsistence expenses or allowances are authorized  
15 under the provisions of K.S.A. 46-137e, *and amendments thereto*. The  
16 total of both subsistence expenses and allowances allowed under this  
17 section during a legislative session and subsistence allowances allowed  
18 under K.S.A. 46-137a, *and amendments thereto*, during such session shall  
19 be limited to the amount equal to the combined total actual subsistence  
20 expenses incurred in Topeka and in out-of-state travel. ~~The provisions of~~  
21 ~~the third sentence of K.S.A. 75-4606 shall not apply to any legislator, and~~  
22 Any legislator may use a privately owned motor vehicle and receive  
23 reimbursement for mileage at the rate provided in K.S.A. 75-3203a, and  
24 amendments thereto, whether traveling under authority of such statute or  
25 this ~~act~~ section.

26 Sec. 10. K.S.A. 46-137a, 46-137c, 74-4915b, 74-4992, 74-4995 and  
27 75-3212 are hereby repealed.

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