

**HOUSE BILL No. 2099**

By Committee on Financial Institutions and Pensions

1-29

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

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

7 Section 1. (a) (1) On July 1, 2019, the Kansas department of wildlife,  
8 parks and tourism shall be an eligible employer as defined in K.S.A. 74-  
9 4952, and amendments thereto, and shall affiliate with the Kansas police  
10 and firemen's retirement system established under the provisions of K.S.A.  
11 74-4951 et seq., and amendments thereto, pursuant to the provisions of this  
12 section for membership in the system of officers and employees employed  
13 by the Kansas department of wildlife, parks and tourism who have  
14 successfully completed the required course of instruction for law  
15 enforcement officers approved by the Kansas law enforcement training  
16 center and are certified as a full-time police officer or law enforcement  
17 officer pursuant to the provisions of K.S.A. 74-5607a, and amendments  
18 thereto, and who are employed in the parks, public lands or law  
19 enforcement division. For purposes of such affiliation for membership in  
20 the system of such members, the Kansas department of wildlife, parks and  
21 tourism shall be considered a new participating employer. The Kansas  
22 department of wildlife, parks and tourism shall make application for  
23 affiliation with such system in the manner provided by K.S.A. 74-4954,  
24 and amendments thereto, to be effective on the July 1 next following  
25 application. The Kansas department of wildlife, parks and tourism shall  
26 affiliate for membership in the system of such officers and employees for  
27 participating service credit.

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

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

1 and firemen's retirement system as provided in this section shall become a  
2 member of the Kansas police and firemen's retirement system on the first  
3 day of such employment and shall be subject to the provisions of K.S.A.  
4 74-4951 et 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, parks and tourism,  
14 commencing on and after the effective date of affiliation by the Kansas  
15 department of wildlife, parks and tourism with the Kansas police and  
16 firemen's retirement system.

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

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

1 pursuant to K.S.A. 74-4963, and amendments thereto, may have such  
2 service credited for purposes of computing retirement benefits pursuant to  
3 K.S.A. 74-4901 et seq., and amendments thereto.

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

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