

## HOUSE BILL No. 2716

By Select Committee on KPERs

2-26

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9 AN ACT concerning the Kansas public employees retirement system;  
10 relating to computation of benefits for certain state officers and em-  
11 ployees placed on furlough; amending K.S.A. 74-49,115 and repealing  
12 the existing section.  
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14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 74-49,115 is hereby amended to read as follows:  
16 74-49,115. (a) *On and after the effective date of this act*, when ~~the com-~~  
17 ~~pen-~~sation for any officer or employee of the state, who retires, becomes  
18 disabled or dies during the period commencing on the effective date of  
19 this act and ending June 30, 2007, is reduced pursuant to law, when such  
20 officer or employee voluntarily agrees to reduce such officer or em-  
21 ployee's compensation, or when any officer or employee of the state *des-*  
22 *ignated by the state agency which employs such officer or employee to*  
23 *receive the benefits provided in this section* is placed on a furlough without  
24 pay and such officer or employee has attained 20 or more years of credited  
25 service and retires on or after normal retirement date of such officer or  
26 employee, the amount of compensation that would have been paid if the  
27 ~~rate of compensation had not been reduced or if the~~ officer or employee  
28 had not been placed on the furlough shall continue to be included as  
29 compensation for all purposes of computing retirement and pension ben-  
30 efits and death and disability benefits as provided in article 26 of chapter  
31 20 and article 49 of chapter 74 of the Kansas Statutes Annotated earned  
32 by such officer or employee as provided by the Kansas public employees  
33 retirement system, the Kansas police and firemen's retirement system  
34 and the retirement system for judges. *The state agency which places such*  
35 *officer or employee on furlough shall pay and remit required employer*  
36 *and employee contributions to the system pursuant to the state payroll*  
37 *system during the period such officer or employee is placed on furlough.*  
38 Subject to the approval of the secretary of administration, the director of  
39 accounts and reports shall prescribe procedures for the payment and re-  
40 mittance of employer and employee contributions by the state agency  
41 employing such employees. The board shall administer the provisions of  
42 this section, with the cooperation of the director of personnel services,  
43 *including, but not limited to, the compilation of records of furlough plans*

1 *in effect by state agencies and officers or employees who have been placed*  
2 *on furlough.*

3 (b) The provisions of subsection (a) shall not be applicable to com-  
4 pensation reductions attributable to: (1) Voluntary demotions of employ-  
5 ees in the classified service; (2) deferred compensation pursuant to the  
6 plan authorized by K.S.A. 75-5523 and amendments thereto; or (3) to  
7 compensation reductions attributable to the cafeteria plan authorized by  
8 K.S.A. 75-6512 and amendments thereto.

9 (c) For the purposes of this section, “officer” and “employee” means  
10 any officer or employee of the state, any member *or employee* of the  
11 legislature or any employee of an institution under the supervision of the  
12 board of regents *who are members of the Kansas public employees re-*  
13 *retirement system, the Kansas police and firemen’s retirement system or the*  
14 *retirement system for judges.*

15 Sec. 2. K.S.A. 74-49,115 is hereby repealed.

16 Sec. 3. This act shall take effect and be in force from and after its  
17 publication in the Kansas register.