

HOUSE BILL No. 2106

AN ACT concerning the Kansas national guard; relating to pay and allowances; amending K.S.A. 48-225 and repealing the existing section.

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

Section 1. K.S.A. 48-225 is hereby amended to read as follows: 48-225. (a) When an officer or enlisted person of the Kansas national guard is ordered by the governor to perform active state service, ~~in a nonemergency situation~~, such person shall receive from the state, pay and allowances *as may be authorized by the adjutant general* at the rate now or hereafter paid or allowed by law to officers and enlisted persons of the same rank and length of service in the armed forces of the United States ~~except that should~~. *The minimum amount of such pay and allowances shall not be less than the amount received by an individual in the pay grade of E-6 with six years of military service credited for pay purposes.* If any part of the compensation of such persons for the above service ~~be~~ is paid by the United States, then there shall be paid from state funds, only that part thereof not paid by the United States.

~~(b) Members of the Kansas national guard ordered by the governor to active duty in case of riot, tumult, breach of peace, invasion, war, or imminent danger thereof, or for the protection of life or property shall receive the amount of pay allowed to persons of the same rank or grade and length of service in the armed forces of the United States or a total of \$48 per day, whichever is greater, except that should any part of the compensation of such persons for the above service be paid by the United States government, then there shall be paid from state funds, only that part thereof not paid by the United States.~~

~~(c) (b) The governor shall have authority to detail any member of the governor's staff or any other officer or enlisted person of the Kansas national guard upon any tour of military duty or to attend any military or civil ceremony, within or without the state, as the governor may deem for the best interest of the service and when so detailed, such persons shall be allowed not to exceed the sum of \$5 per day and necessary expenses for travel and subsistence.~~

~~(d) (1) Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased, the per day compensation under subsection (b) shall be increased by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the per day compensation under subsection (b) which is in effect prior to the effective date of such increase in the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act.~~

~~(2) If increases in monthly rates of compensation from step movements of the pay plan for persons in the classified service under the Kansas civil service act are authorized for the fiscal year ending June 30, 1993, or any fiscal year thereafter, the per day compensation under subsection (b) shall be increased by an amount, adjusted to the nearest dollar, computed by multiplying the average percentage increase in the monthly rate of compensation from step movements on the pay plan for persons in the classified service under the Kansas civil service act determined under paragraph (3) by the per day compensation under subsection (b) which is in effect prior to the effective date of such increase. The increase in the per day compensation under subsection (b) pursuant to this subsection shall take effect on the first day of the first payroll period which is chargeable to the fiscal year in which such step movements on the pay plan are authorized to take effect.~~

~~(3) For purposes of paragraph (2), the average percentage increase in the monthly rate of compensation from step movements on the pay plan for persons in the classified service under the Kansas civil service act shall be equal to the percentage certified by the secretary of administration which equals the estimated average of the percentage increases in all monthly rates of compensation from step movements on the pay plan for persons in the classified service under the Kansas civil service act which are authorized to take effect during the fiscal year in which such step movements on the pay plan are authorized to take effect.~~

~~(4) If the increase under paragraph (1) takes effect on the first day of the first payroll period of the fiscal year, the percentage rate increases determined under paragraphs (1) and (2) shall be added together and the aggregate percentage increase of compensation under this section shall~~

~~be used to increase the per day compensation instead of applying the increases under paragraphs (1) and (2) separately.~~

Sec. 2. K.S.A. 48-225 is hereby repealed.

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

I hereby certify that the above BILL originated in the HOUSE, and passed that body

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.