

SENATE BILL No. 50

By Senator Bunten

1-22

AN ACT concerning state employee compensation and benefits; establishing a state employee voluntary leave purchase program; prescribing certain powers and duties for the secretary of administration and the director of accounts and reports.

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

Section 1. Sections 1 through 4, and amendments thereto shall be known and shall be cited as the state employee voluntary leave purchase program act.

Sec. 2. As used in this act:

(a) "Director" means the director of accounts and reports.

(b) "Employee" means any person who is an officer or employee of the state in the classified service or unclassified service under the Kansas civil service act, other than persons who are employed on a seasonal or temporary basis or who are officers or employees whose salary is fixed by statute.

(c) "Participant" means an eligible employee who has entered into an agreement with the director as provided in section 3, and amendments thereto, to defer an amount of the employee's salary or compensation under the state employee voluntary leave purchase program.

(d) "State" means the state of Kansas and any state agency as defined in subsection (3) of K.S.A. 75-3701, and amendments thereto.

(e) "State employee voluntary leave purchase program" means a program developed and approved as provided in this act under which an employee agrees to receive reduced compensation and to set aside a specified amount of salary or compensation which would be otherwise payable to such employee who, subject to the approval of the appointing authority, may be granted up to 10 days of unpaid leave during which such set aside compensation shall be available for withdrawal for use as income by such employee.

Sec. 3. (a) The director is authorized and directed to establish a state employee voluntary leave purchase program.

(b) The director is authorized to enter into a voluntary agreement with any employee whereby the director agrees to defer and deduct each payroll period a portion of the employee's salary or compensation from

1 the state in accordance with the state employee voluntary leave purchase
2 program. The director shall be authorized to grant to such employee not
3 more than 10 days of unpaid leave, subject to approval by the appointing
4 authority, during the period of the agreement. The appointing authority
5 shall require use of accumulated annual leave before approval of any such
6 unpaid leave. Pursuant to this act and such agreements the director is
7 authorized to deduct amounts authorized in such agreements from the
8 salary or compensation of such employee each payroll period, as part of
9 the system of regular payroll deduction.

10 (c) The minimum amount and the maximum amount which may be
11 deferred in any one payroll period shall be established by rules and reg-
12 ulations adopted under section 4, and amendments thereto.

13 (d) Any reduction in compensation for any person pursuant to the
14 state employee voluntary leave purchase program shall not reduce the
15 compensation of such person for purposes of the employment security
16 law, workers compensation act or purposes of determining contributions
17 and benefits under the Kansas public employees retirement system or
18 any retirement system administered by the board of trustees of the Kansas
19 public employees retirement system.

20 (e) The director is hereby authorized to establish a state employee
21 voluntary leave purchase program fund in the state treasury in which shall
22 be placed temporarily all compensation deferred and deducted in ac-
23 cordance with this act, as provided for in any agreement between an
24 employee and the director.

25 Sec. 4. The secretary of administration, upon the recommendation
26 of the director, shall adopt rules and regulations, in the manner provided
27 in K.S.A. 75-3706, and amendments thereto, for the implementation and
28 administration of this act. The director shall maintain such accounts and
29 records as are necessary and appropriate to the efficient operation of this
30 act.

31 Sec. 5. This act shall take effect and be in force from and after its
32 publication in the statute book.

33
34
35
36
37
38
39
40
41
42
43