

HOUSE BILL No. 2140

By Committee on Appropriations

1-28

9 AN ACT concerning retirement and pensions; relating to the Kansas
10 public employees retirement system and certain systems thereunder;
11 federal nontaxable distributions to certain retirants.
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) This section applies to the Kansas public employees
15 retirement system and to all other public retirement plans administered
16 by the board of trustees.

17 (b) As used in this section:

18 (1) “Eligible retired public safety officer” means the same as provided
19 in section 402(l) of the federal internal revenue code;

20 (2) “federal internal revenue code” means the federal internal reve-
21 nue code of 1986, as in effect on January 1, 2009.

22 (3) “public safety officer” means the same as provided in section
23 402(l) of the federal internal revenue code; and

24 (4) “qualified health insurance premiums” means the same as pro-
25 vided in section 402(l) of the federal internal revenue code.

26 (c) The purpose of this section is to authorize the board of trustees
27 of the Kansas public employees retirement system to implement the pro-
28 visions of section 402(l) of the federal internal revenue code. This section
29 shall be interpreted in accordance with that purpose.

30 (d) Notwithstanding any other law to the contrary, the board of trus-
31 tees of the Kansas public employees retirement system may adopt rules
32 and procedures effective on and after January 1, 2009, to:

33 (1) Permit certain retired members of the system, as identified by
34 the board, who are eligible retired public safety officers to elect to have
35 a direct deduction of qualified health insurance premiums made from
36 their monthly retirement or disability benefits; and

37 (2) implement the provisions of section 402(l) of the federal internal
38 revenue code so that these direct deductions of qualified health insurance
39 premiums shall be excludable from gross income to the extent permitted
40 by federal law.

41 (e) The provisions of this section shall be part of and supplemental
42 to the provisions of K.S.A. 74-4901 et seq., and amendments thereto.
43

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