

1 governmental unit which has its own pension plan who becomes an
 2 employee of a participating employer as a result of a merger or
 3 consolidation of services provided by local governmental units, which
 4 occurred on January 1, 1994, may count service with such local
 5 governmental unit in determining whether such employee has met the
 6 years of credited service requirements contained in this section.

7 (7) (a) Except as provided in K.S.A. 74-4937(3), (4), or (5), and
 8 amendments thereto, and the provisions of this subsection, commencing
 9 July 1, 2016, and ending July 1, 2021, any retiree who is employed or
 10 appointed in or to any position by a participating employer for which
 11 such retiree was employed or appointed during the final two years of
 12 such retiree's participation or a third-party entity who contracts services
 13 with a participating employer for which such retiree was employed or
 14 appointed during the final two years of such retiree's participation, to fill
 15 a position, without any prearranged agreement with such participating
 16 employer and not prior to 60 days after such retiree's retirement date, shall
 17 not receive any retirement benefit for any month in any calendar year in
 18 which the retiree receives compensation in an amount equal to \$25,000 or
 19 more, pursuant to this subsection. The provisions of this subsection shall
 20 apply to members of the legislature.

21 (b) The provisions of this subsection shall not apply to retirees that
 22 are:

23 (i) Licensed professional nurses or licensed practical nurses
 24 employed by the state of Kansas in an institution as defined in K.S.A. 76-
 25 12a01(b) or 38-2302(f), and amendments thereto, the Kansas soldiers'
 26 home or the Kansas veterans' home. The participating employer of such
 27 retiree shall pay to the system the actuarially determined employer
 28 contribution based on the retiree's compensation and the statutorily
 29 prescribed employee contribution during any such period of employment;
 30 (ii) employed by a school district in a position as provided in K.S.A.
 31 74-4937(3), (4) or (5), and amendments thereto;

32 (iii) certified law enforcement officers employed by the law
 33 enforcement training center. Such law enforcement officers shall receive
 34 their benefits notwithstanding this subsection. The law enforcement
 35 training center shall pay to the system the actuarially determined employer
 36 contribution and the statutorily prescribed employee contribution based on
 37 the retiree's compensation during any such period of employment;

38 (iv) members of the Kansas police and firemen's retirement system
 39 pursuant to K.S.A. 74-4951 et seq., and amendments thereto, or members
 40 of the retirement system for judges pursuant to K.S.A. 20-2601 et seq., and
 41 amendments thereto;

42 (v) employed as substitute teachers or officers, employees or
 43 appointees of the legislature; and

Proposed amendment to HB 2653

2/17/2016

House Committee on Pensions and Benefits

Inserting amendment from HB 2656 with suggested language from
 KPERS concerning K.S.A. 74-4940

Prepared by David Wiese, Office of Revisor of Statutes

(iii) employed by a school district in a position that
 requires a license under K.S.A. 72-1388, and amendments,
 thereto, or other provision of law requiring a similar
 license and subject to the provisions of K.S.A. 74-4940,
 and amendments thereto, and who retired at age 62 or
 later. The school district shall pay to the system the
 actuarially determined employer contribution based on the
 retiree's compensation during any such period of
 employment plus 8%;

And by redesignating subparagraphs