

## HOUSE BILL No. 2266

By Committee on Financial Institutions and Pensions

2-2

1 AN ACT concerning retirement and pensions; relating to the Kansas public  
2 employees retirement system and systems thereunder; lump-sum death  
3 benefit; amending K.S.A. 74-4989 and K.S.A. 2016 Supp. 74-49,315  
4 and repealing the existing sections.

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

7 Section 1. K.S.A. 74-4989 is hereby amended to read as follows: 74-  
8 4989. (1) (a) Except as provided in *subsection (1)(b)*, pursuant to the  
9 provisions of K.S.A. 74-49,128, and amendments thereto, upon the death  
10 of a retirant, the board of trustees of the Kansas public employees  
11 retirement system shall pay a lump-sum death benefit to: (i) The retirant's  
12 beneficiary ~~which shall not exceed~~ *equal to \$4,000 for no more than two*  
13 *plans from which such retirant retired*, less any amount payable for funeral  
14 benefits under the applicable provisions of any local police or fire pension  
15 plan, as defined by ~~subsection (e) of K.S.A. 12-5001(c)~~, and amendments  
16 thereto; or ~~to~~ (ii) a funeral establishment as directed by the retirant and  
17 filed in the office of the system prior to such retirant's death.

18 (b) Notwithstanding the provisions of K.S.A. 74-4923 and  
19 amendments thereto, any amounts owed the system shall be deducted from  
20 such lump-sum death benefit.

21 (2) As used in this section:

22 (a) "Retirant" means any person who is a member or special member  
23 of the Kansas public employees retirement system, the Kansas police and  
24 firemen's retirement system, the state school retirement system or the  
25 retirement system for judges and who has retired; *and*

26 (b) "*plan*" means the Kansas public employees retirement system, the  
27 Kansas police and firemen's retirement system, the state school retirement  
28 system, the retirement system for judges or any other system administered  
29 by the board of trustees.

30 Sec. 2. K.S.A. 2016 Supp. 74-49,315 is hereby amended to read as  
31 follows: 74-49,315. A member's beneficiary shall be determined as  
32 provided in the pre-2015 plan. Upon filing a written application with the  
33 board after the death of a member receiving a benefit under ~~subsections (a)~~  
34 ~~or (b) of K.S.A. 2016 Supp. 74-49,313(a) or (b)~~, and amendments thereto,  
35 the member's beneficiary is entitled to a ~~\$4,000~~ *lump-sum* death benefit as  
36 provided in K.S.A. 74-4989, and amendments thereto.

1       Sec. 3. K.S.A. 74-4989 and K.S.A. 2016 Supp. 74-49,315 are hereby  
2 repealed.

3       Sec. 4. This act shall take effect and be in force from and after its  
4 publication in the statute book.