

KANSAS OFFICE of  
**REVISOR of STATUTES**

LEGISLATURE of THE STATE of KANSAS  
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**MEMORANDUM**

To: Chairman Kelly and members of the House Financial Institutions and Pensions Committee

From: David Wiese, Assistant Revisor

Date: February 25, 2019

Subject: **HB 2165; Providing membership in the KP&F retirement system for security officers of the department of corrections.**

House Bill No. 2165 requires the department of corrections to affiliate on January 1, 2020, with the Kansas police and firemen's retirement system (KP&F). Every person who is employed as a security officer on or after January 1, 2020, shall become a member of KP&F. The determination of all benefits shall be computed upon the basis of credited service under KP&F statutes but shall only include participating service on and after January 1, 2020. Any benefits earned prior to January 1, 2020, shall be determined pursuant to KPERS statutes. Any security officer who becomes a member of KP&F pursuant to this bill, who has a vested retirement benefit under KPERS and who terminates employment prior to attaining a vested retirement benefit under KP&F may have such service credited for the purposes of computing retirement benefits pursuant to KPERS. Members under this bill are required to make the KP&F employee contribution of 7.15%.

The bill also contains language providing that if a security officer has a vested KPERS retirement benefit and a vested KP&F retirement benefit and retires on or after such security officer's normal retirement date under KP&F, then such security officer is deemed to be retired from KPERS on such date and is eligible to receive their KPERS retirement benefit at that time.

"Security officer" is defined as any person who is employed on or after January 1, 2020, as an employee of the department of corrections and who is:

- (1) In the corrections officer or juvenile services corrections officer class series;
- (2) promoted from any job class in (1) to any position of warden or deputy warden, training program manager, training technician, superintendent, deputy superintendent, corrections manager I, corrections manager II, staff development specialist, safety and health inspector or safety and health specialist and is located at a correctional institution or a juvenile correctional facility; and
- (3) in any position in the power plant facilities, correctional industries, food service, laundry or maintenance operations within any correctional institution or juvenile correctional facility and involves regular contact with inmates or juvenile offenders.