

As Amended by Senate Committee

Session of 2020

SENATE BILL No. 269

By Senators Miller, Doll, Francisco, Haley, Hardy, Longbine, Masterson, Pettey,
Rucker and Wilborn

1-15

1 AN ACT concerning retirement and pensions; relating to the retirement
2 system for judges; increasing the mandatory retirement age; amending
3 K.S.A. 2019 Supp. 20-2608 and repealing the existing section.
4

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

6 Section 1. K.S.A. 2019 Supp. 20-2608 is hereby amended to read as
7 follows: 20-2608. (a) Any judge may retire upon reaching age 65 or age 62
8 with the completion of 10 years of credited service or the first day of the
9 month coinciding with or following the date that the total of the number of
10 years of credited service and the number of years of attained age of the
11 judge is equal to or more than 85 and upon making application for
12 retirement to the board. Any judge upon reaching age ~~75-80~~ 79 shall retire,
13 ~~except that when any judge attains the age of 75, such judge may, if such~~
14 ~~judge desires, finish serving the term during which such judge attains the~~
15 ~~age of 75.~~ Upon retiring, each such judge as described in this subsection
16 shall receive retirement annuities as provided in K.S.A. 20-2610, and
17 amendments thereto.

18 (b) Notwithstanding the provisions of subsection (a), any judge who
19 is otherwise eligible to retire may retire upon reaching age 60 and, having
20 total years of service of not less than 10 years, and upon making
21 application to the board. Any such judge who retires on and after July 1,
22 1993, and prior to attaining the age of 62 shall receive a retirement annuity
23 pursuant to K.S.A. 20-2610, and amendments thereto, based upon the
24 normal retirement age of 62 reduced by an amount equal to the product of
25 (1) such annual retirement annuity payable had the judge retired on the
26 normal retirement date, multiplied by (2) the product of .2% multiplied by
27 the number of months' difference, to the nearest whole month, between the
28 judge's attained age at the time of retirement and age 62.

29 (c) Notwithstanding the provisions of subsection (a), on or after July
30 1, 1993, any judge who is otherwise eligible to retire may retire upon
31 reaching age 55 with the completion of 10 years of service, and upon
32 making application to the board. Any such judge who retires prior to
33 attaining the age of 62 pursuant to this subsection shall receive a
34 retirement annuity pursuant to K.S.A. 20-2610, and amendments thereto,
35 based upon the normal retirement age of 62 reduced by an amount equal to

1 the total of: (1) (A) The product of such annual retirement annuity payable
2 had the judge retired on the normal retirement date, multiplied by (B) the
3 product of .6% multiplied by the number of months' difference, to the
4 nearest whole month, between the member's attained age at the time of
5 retirement and age 60; and

6 (2) for any judge who retired on or after July 1, 1993, the product of
7 such annual retirement annuity payable had the judge retired on the normal
8 retirement date, multiplied by 4.8%.

9 The provisions of this subsection apply to any judge who retires before
10 the age of 62 and has attained age 55 but has not attained age 60, with the
11 completion of 10 years of service.

12 Sec. 2. K.S.A. 2019 Supp. 20-2608 is hereby repealed.

13 Sec. 3. This act shall take effect and be in force from and after its
14 publication in the ~~statute book~~ *Kansas register*.