

311A.022 Transfer of employees of the Kentucky Board of Emergency Medical Services under the Community and Technical College System to KRS Chapter 18A personnel system.

- (1) Except for personnel under subsection (2) of this section, personnel employed by the Kentucky Board of Emergency Medical Services under the Kentucky Community and Technical College System shall be transferred to the Kentucky Board of Emergency Medical Services in the KRS Chapter 18A personnel system along with the funding associated with those employees.
- (2)
 - (a) Personnel employed by the Kentucky Board of Emergency Medical Services under the Kentucky Community and Technical College System who participate in a defined contribution plan that meets the requirements of 26 U.S.C. sec. 403(b) for employees of the Kentucky Community and Technical College System may choose to remain in their present employment and be assigned to the board to continue providing these services or become an employee of the board under the KRS Chapter 18A personnel system.
 - (b) An employee shall make his or her choice under paragraph (a) of this subsection within thirty (30) days following July 14, 2022, and shall have access to counseling by representatives of the KRS Chapter 18A personnel system, the Kentucky Community and Technical College System, and applicable retirement systems concerning the effect the choice of employment would have on the employee. If an employee does not make a choice within thirty (30) days following July 14, 2022, that employee shall be deemed to have chosen to exercise the option to become an employee of the board under the KRS Chapter 18A personnel system.
- (3) Employees transferred pursuant to subsections (1) and (2) of this section shall retain:
 - (a) Their salaries and leave time balances accumulated as of the transfer date;
 - (b) For purposes of determining leave time accumulation, the date of initial employment with a state agency or a postsecondary educational institution, whichever is earlier; and
 - (c) For purposes of calculating retirement and retiree health benefits and contributions, the earlier of the date of initial participation or membership date, in:
 1. A state-administered retirement system if the employee has participated or is participating in the Kentucky Employees Retirement System; or
 2. A defined contribution plan that meets requirements of 26 U.S.C. sec. 403(b) for employees of the Kentucky Community and Technical College System.

Nothing in this paragraph shall be construed to provide additional service credit for the employee prior to the transfer date other than what has been credited to the appropriate retirement system.
- (4) All existing state general fund moneys appropriated to the board, all federal funds, all moneys collected by the board, all equipment owned by the board, and

instructional supplies, equipment, funds, and records of the Kentucky Community and Technical College System associated with the Kentucky Board of Emergency Medical Services shall be transferred to the Kentucky Board of Emergency Medical Services in the KRS Chapter 18A personnel system along with all financial and management oversight responsibility and liability.

Effective: July 14, 2022

History: Created 2022 Ky. Acts ch. 126, sec. 14, effective July 14, 2022.