

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2020 REGULAR SESSION
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Amend printed copy of **HB 171/HCS 1**

On page 3, line 12, after "**KRS 61.522**" by inserting "**and except as provided by subparagraph 4. of this paragraph**"; and

On page 3, line 20, after the word "**employers**" by inserting "**. For purposes of this subdivision, all employers of the legislative branch, including the Legislative Research Commission and the General Assembly that covers legislators and staff who participate in the Kentucky Employees Retirement System, shall be considered a single individual employer and only one (1) value shall be computed for these employers. For purposes of this subdivision, all employers of the judicial branch, including the Administrative Office of the Courts, the Judicial Form Retirement System, and all master commissioners, shall be considered a single individual employer and only one (1) value shall be computed for these employers**"; and

On page 5, between lines 3 and 4, by inserting the following:

" 4. In the event an individual Kentucky Employees Retirement System nonhazardous employer who is required to pay an actuarially accrued liability contribution as provided by this paragraph and as calculated from the 2019 actuarial valuation, merges with another employer or entity, forms a new or separate employer or entity, or splits or separates operations into multiple employers or entities, the system shall, except for those employers or entities who pay the costs to cease participation as provided by KRS 61.522,

Amendment No. _____

Rep. Rep. Jim DuPlessis

Committee Amendment _____

Floor Amendment _____

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Signed: _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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have full authority to assign a portion or all of the total actuarially accrued liability contribution to the merged, new, split, or separate employers or entities, regardless of whether or not the merged, new, split, or separate employers or entities participate in the system. In the case of an independent district board of health who ceases to operate or who has a county or counties who withdraw from the independent district board of health, the systems shall assign the total actuarially accrued liability contribution in accordance with subsection (3) of Section 3 of this Act. The system shall establish by administrative regulations the process of assigning actuarially accrued liability contributions as authorized by this subparagraph."; and

On page 19, between lines 25 and 26, by inserting the following:

"➔Section 3. KRS 212.792 is amended to read as follows:

- (1) The board shall establish a compensation plan for all employees of the department.
- (2) The employees of the department shall be employed and governed in accordance with the board's merit system. The board shall provide for the recruitment, examination, appointment, promotion, transfer, lay-off, removal, discipline, compensation, and welfare of the department's employees by establishing a system of personnel administration based on merit principles. The systems shall include a personnel board of at least five (5) members appointed by the board for two (2) year terms. The personnel board shall establish rules and regulations governing the administration of the personnel system. The district director of health shall function as the appointing authority for personnel matters of the board. The board shall have one (1) year from the implementation of KRS 212.780 to 212.794 to provide for a merit system.
- (3) Notwithstanding the provisions of KRS 61.510 to 61.692 and 78.510 to 78.852 all regular full-time, present and future public health employees of an independent district department

of health shall be included within the provisions of the Kentucky Retirement ~~Systems~~[System]. **In the event that an independent district board of health ceases to operate or a county withdraws from an independent district board of health, the counties making up the ceasing independent district board of health, or the withdrawing county or counties, shall pay their share of actuarially accrued liability contributions to the Kentucky Employees Retirement System as provided by subsection (1)(d) of Section 1 of this Act based upon the county's prorated share of costs in the independent district board of health established by KRS 212.794(1).**

- (4) When a personnel board is organized as provided in this section, all health department employees shall be transferred to and continued in the service of the department created under KRS 212.782. Any health department employee who is in classified service at the time of the establishment of a personnel system shall be continued in the classified service of the newly created department with the same status held in the district department of health."; and

Renumber subsequent sections accordingly.