

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2021 SPECIAL SESSION
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Amend printed copy of **HB 1**

On page 9, after line 5, insert the following:

"➔Section 12. (1) Notwithstanding any provision of KRS 61.637 or 78.5540 to the contrary, in order to effectuate the COVID-19 "test to stay" model school plan provided in Section 4 of this Act, for the time period occurring on or after the effective date of this Act and until January 15, 2022, the following shall apply to retirees who retired from the systems on or before August 1, 2021, who are not employed by a local or district health department governed by KRS Chapter 212 on the effective date of this Act, and who subsequently return to employment for a local or district health department governed by KRS Chapter 212 in a full-time or part-time position:

(a) The separation of service required shall be a bona fide separation of at least one month for retirees returning to work in a full-time or part-time position with a local or district health department. The systems shall not be able to extend the break in employment as provided by this paragraph, unless an extension is needed due to a conflict with federal law as described in subsection (3) of this section;

(b) The local or district health department shall not be required to pay employer contributions or reimbursements for retiree health benefits specified by KRS 61.637(17) or 78.5540(4) on these retirees reemployed from the effective date of this Act until January 15, 2022; and

Amendment No. HFA

Rep. Rep. Ashley Tackett Laferty

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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(c) Other than the temporary adjustments provided in this subsection, all other provisions of KRS 61.510 to 61.705 and 78.510 to 78.852 shall apply.

(2) The provisions of subsection (1) of this section shall expire on January 15, 2022. Upon expiration of these temporary provisions, any future reemployment or ongoing reemployment of retirees hired under the provisions of subsection (1) of this section shall, for such future or ongoing reemployment occurring after January 15, 2022, be subject to KRS 61.637 or 78.5540, as applicable, including its limitations and required contributions, except that the systems shall not collect employer contributions for the period of reemployment provided by retirees from the effective date of this Act until January 15, 2022, under the provisions specified by subsection (1) of this section.

(3) Any provision of this section in conflict with federal law as determined by the systems shall be void or adjusted by the systems to bring the provision into compliance. The local and district health departments shall be notified of any provision in conflict that is voided or adjusted."; and

Re-number subsequent sections accordingly.