

1 AN ACT relating to retirement funds of urban-county governments.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 67A.430 is amended to read as follows:

- 4 (1) (a) For a member whose participation date in the fund is prior to March 14, 2013,  
5 the rate of retirement annuity shall be two and one-half percent (2.5%) of  
6 average salary, as defined in KRS 67A.360(13), for each year of total service.
- 7 (b) For a member whose participation date in the fund is on or after March 14,  
8 2013, the rate of retirement annuity shall be two and one-quarter percent  
9 (2.25%) of average salary, as defined in KRS 67A.360(13), for each year of  
10 total service.
- 11 (c) Fractional periods of service shall be considered in the calculation of such  
12 annuities according to the rate provided by paragraph (a) or (b) of this  
13 subsection, based upon the participation date of the member.
- 14 (d) 1. Solely for purposes of calculating ~~average~~ salary under this subsection,  
15 a member who is receiving workers' compensation benefits from the  
16 government shall be credited with any salary the member would have  
17 otherwise been paid while receiving workers' compensation benefits if  
18 the member voluntarily elects to pay to the fund an amount equivalent to  
19 the employee contribution established by KRS 67A.510 on the salary  
20 the member did not receive during the period workers' compensation  
21 benefits were paid.
- 22 2. If the member elects to make the employee contribution payment to the  
23 fund authorized by this paragraph, the government shall pay to the fund  
24 an amount equivalent to the employer contribution required by KRS  
25 67A.520 on the salary the member did not receive during the period  
26 workers' compensation benefits were paid.
- 27 3. The provisions of this paragraph shall be retroactive and shall apply to

1 all active members of the fund who have not retired and to any member  
2 who retired on or after January 1, 2021.

3 (2) Any retiree or surviving spouse who, as of July 1, ~~2005~~ **2023**, ~~is~~ **was** receiving a  
4 monthly annuity of less than one thousand five hundred dollars (\$1,500) ~~one~~  
5 ~~thousand two hundred fifty dollars (\$1,250)~~ shall have his or her monthly  
6 annuity ~~the pension~~ increased to one thousand five hundred dollars (\$1,500),  
7 except for those retirees and surviving spouses of retirees who are receiving  
8 disability benefits not due to occupational causes as provided by KRS  
9 67A.470 ~~one thousand two hundred fifty dollars (\$1,250)~~. Such increase shall be  
10 retroactive to July 1, 2005, and the retiree or surviving spouse shall receive a lump-  
11 sum payment equal to the difference between the amount of the monthly annuities  
12 received between July 1, 2005, and July 15, 2006, and the amount that would have  
13 been received had the monthly annuity been increased on July 1, 2005]. The board  
14 shall increase this annuity at the same rate as annually provided by KRS  
15 67A.690(1), and such increase shall be determined and granted annually thereafter  
16 by the board. Once every two (2) years and solely at the board's discretion, the  
17 board may increase the minimum monthly annuity provided by this subsection by  
18 no more than ten percent (10%) above the most recent poverty level guidelines  
19 established by the federal government for a two (2) person household and  
20 calculated on a monthly basis.