

### **61.525 Membership.**

Membership in the system shall consist of the following:

- (1) All persons who become employees of a participating department after the date such department first participates in the system, except a person who did not elect membership pursuant to KRS 61.545(3);
- (2)
  - (a) All persons who are employees of a department on the date the department first participates in the system, either in service or on authorized leave from service, and who elect within thirty (30) days following the department's participation, or in the case of persons on authorized leave, within thirty (30) days of their return to active service, to become members and thereby agree to make contributions as provided in KRS 61.515 to 61.705;
  - (b) All persons who are employees of a department who did not elect to participate within thirty (30) days of the date the department first participated in the system or within thirty (30) days of their return to active service and who subsequently elect to participate the first day of a month after the department's date of participation;
- (3) All persons who are employees of any credit union whose membership was initially limited to employees of state government and their families and which subsequently may have been extended to local government employees and their families;
- (4) All persons who were professional staff employees of the Council on Postsecondary Education or the Higher Education Assistance Authority and were contributing to the system on the effective date of Executive Order 74-762 or 75-964, respectively, and file a written election of their desire to continue in the system and all administrative and professional staff employees of the Higher Education Assistance Authority who, on or after January 1, 1993, are not participating in another retirement plan sponsored by the Higher Education Assistance Authority;
- (5) All persons who were professional staff employees of the Kentucky Authority for Educational Television on and after July 1, 1974;
- (6) All persons who are employees of the Teachers' Retirement System except employees who are required to participate under the Teachers' Retirement System under KRS 161.220(4)(d);
- (7) Membership in the system shall not include persons who are not eligible to participate in the system as provided by KRS 61.522 or those employees who are simultaneously participating in another state-administered defined benefit plan within Kentucky other than those administered by the Kentucky Retirement Systems, except for employees who have ceased to contribute to one (1) of the state-administered retirement plans as provided in KRS 21.360; and
- (8) Effective January 1, 1998, employees of the Kentucky Community and Technical College System who were previously contributing members and are not required to participate in the Teachers' Retirement System as a member; employees who were previously contributing members transferred from the former Cabinet for Workforce Development as provided in KRS 164.5805(1)(a) and who have not exercised the option to participate in the new Kentucky Community and Technical

College personnel system as provided in KRS 164.5805(1)(e); and new employees as of July 1, 1997, who are not eligible under the Teachers' Retirement System or who are not contributing to an optional retirement plan established by the board of regents for the Kentucky Community and Technical College System.

**Effective:** June 24, 2015

**History:** Amended 2015 Ky. Acts ch. 28, sec. 4, effective June 24, 2015. -- Amended 2006 Ky. Acts ch. 211, sec. 13, effective July 12, 2006. -- Amended 2000 Ky. Acts ch. 385, sec. 11, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 105, sec. 7, effective July 15, 1998. -- Amended 1997 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 37, effective May 30, 1997. -- Amended 1994 Ky. Acts ch. 485, sec. 8, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 240, sec. 12, effective July 14, 1992. -- Amended 1990 Ky. Acts ch. 222, sec. 2, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 349, sec. 9, effective July 15, 1988. -- Amended 1986 Ky. Acts ch. 90, sec. 8, effective July 15, 1986. -- Amended 1984 Ky. Acts ch. 253, sec. 2, effective July 1, 1984. -- Amended 1978 Ky. Acts ch. 155, sec. 104, effective June 17, 1978. -- Amended 1976 Ky. Acts ch. 321, secs. 12 and 40. -- Amended 1972 Ky. Acts ch. 116, sec. 23. -- Amended 1970 Ky. Acts ch. 251, sec. 1. -- Amended 1960 Ky. Acts ch. 165, Part II, sec. 3. -- Created 1956 Ky. Acts ch. 110, sec. 4.