

QDRO A

IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

In the Matter of the Marriage of _____)
)
)
and _____)
)
)
)
)
)
)

Case No. _____

Proceeding under the Kansas family law code, chapter 23

QUALIFIED DOMESTIC RELATIONS ORDER

NOW ON THIS _____ [date], the above-entitled matter came on upon the application of the parties for a Qualified Domestic Relations Order under the Internal Revenue Code and the Kansas Public Employees Retirement System Act. The Court, having examined and considered the pleading filed herein, and being well and fully advised in the premises, find the following facts and issues the following Orders:

1. Plan Participant / Alternate Payee. The Court finds:
 - a. that _____ is a "Plan Participant" or "Participant" of the _____ [Kansas Public Employees Retirement System / or the Kansas Police and Firemen's Retirement System / or the Retirement System for Judges] ("the Plan"),
 - b. that pursuant to K.S.A. 74-4923(b) [or K.S.A. 20-2618 for Judges], the Plan Participant's accrued benefits under the Plan are subject to this Qualified Domestic Relations Order,
 - c. that _____ is an "Alternate Payee" under this Order, and
 - d. that _____ shall be the Date of Division, from and after which the Alternate Payee's award under this Order shall accrue interest in the same manner and at the same rate as interest is credited to the Plan Participant's Accumulated Contributions Account ("Account").

2. Plan Participant's Name and Mailing Address. The name and last known mailing address of the Plan Participant is as follows:

The Plan Participant's full social security number must be provided under separate cover.

3. Alternate Payee's Name and Mailing Address. The name and last known mailing address of the Alternate Payee is as follows:

The Alternate Payee's full social security number must be provided under separate cover.

4. Obligation of the Parties. It is the obligation of the parties to keep the Plan apprised of their respective current mailing addresses and current instructions as to automatic deposit of funds. The parties are directed to timely submit to the administrator of the Plan all documents that are required to implement this order. The Plan Administrator is the Kansas Public Employees Retirement System, 611 S. Kansas Ave., Suite 100, Topeka, KS 66603-3869.
5. Determination of Amount Awarded to Alternate Payee. Upon the Plan Participant's eligibility and request to retire or withdraw funds from the Plan, or upon the Plan Participant's death, the Plan shall set aside and pay to Alternate Payee the following from the Plan Participant's Account: _____. [State either a specific dollar amount or a specific percentage.]
6. Accrual of Interest on Alternate Payee's Marital Portion. From and after the Date of Division, the Alternate Payee's marital portion of the Account shall accrue interest at the same rate and in the same manner as interest is credited to the Participant's portion of the Account until the event of distribution.
7. Accrual of Interest on Participant's Account. All contributions to the Participant's Account made after the Date of Division shall accrue solely to the Participant's portion of the Account, together with interest thereon, until the event of distribution.
8. Limitations on Order. Nothing in this Order shall require, and this Order shall not be construed to require: (a) the Plan to provide any type or form of benefit or any option not otherwise provided under the Plan, or (b) the Plan to provide increased benefits (determined on the basis of actuarial value) to the Alternate Payee, or (c) the Plan to pay benefits to the Alternate Payee which are required to be paid to another Alternate Payee under another Order previously determined to be a Qualified Domestic Relations Order.
9. Retention of Jurisdiction. The Court shall retain jurisdiction over the allocation and transfer to the Alternate Payee of the marital portion of Participant's benefits or Account balance as the case may be, and to issue further Orders as needed to enforce this Order.

Judge of the District Court

(Must be certified by the Clerk of Court)

Prepared by:

Name, address, phone
Attorney for Alternate Payee

Approved by:

Name, address, phone
Attorney for Plan Participant