



STATE OF KANSAS

Office of the Attorney General

1st Floor, State Capitol Bldg. (913) 296-2215 Topeka, Kansas 66612

Curt T. Schneider
Attorney General

April 27, 1976

ATTORNEY GENERAL OPINION NO. 76- 138

The Honorable Bert Chaney
State Senator
915 East 13th
Hutchinson, Kansas 67501

Re: Schools--Teachers--Lump Sum Payments

Synopsis: K.S.A. 1975 Supp. 74-4940 requires that the lump sum payment due thereunder be made only within a reasonable time. The making of the required lump sum payment within 19 calendar days of the completion of contractual obligations is made within a reasonable time.

* * *

Dear Senator Chaney:

K.S.A. 1975 Supp. 74-4940(b) provides in pertinent part thus:

"Notwithstanding the provisions of subsection (a) of this section, any person to whom the continuing contract law applies, after completion of all his or her contractual obligations, shall be paid the balance of his or her contractual compensation in one payment upon his or her request therefor."

While the teacher is entitled to payment of the balance "after completion of all his or her contractual obligations," you inquire how soon after completion of those obligations the district is required to make payment.

The Honorable Bert Chaney

Page Two

April 27, 1976

For example, if a teacher completed his or her contractual obligation on May 27, and the teacher is paid on the fifteenth of each month, you ask whether the district may await the regular payment date of June 15 to make the lump sum payment. Because the statute quoted above does not specify a precise period of time in which the payment must be made, it is my judgment that it must be made within a reasonable time. The lump sum payment is made within a reasonable time, in my judgment, if made on June 15 to a teacher who completed his or her contractual obligations on the preceding May 27.

Yours very truly,



CURT T. SCHNEIDER
Attorney General

CTS:JRM:kj