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LEGISLATIVE ACTION

Senate	.	House
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The Committee on Governmental Oversight and Accountability
(Fasano) recommended the following:

Senate Amendment to Amendment (762940)

Delete lines 148 - 185
and insert:
forth in this chapter, the board of trustees of the pension
plan, as approved by a majority of firefighters of the
municipality, may:

(a) Place the income from the premium tax in s. 175.101 in
such pension plan for the sole and exclusive use of its
firefighters, or for firefighters and police officers if, ~~where~~
included, where it shall become an integral part of that pension
plan and ~~shall be~~ used to pay extra benefits to the firefighters



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13 included in that pension plan; or

14 (b) Place the income from the premium tax in s. 175.101 in
15 a separate supplemental plan to pay extra benefits to
16 firefighters, or to firefighters and police officers if ~~where~~
17 included, participating in such separate supplemental plan.

18 (2) The premium tax provided by this chapter shall in all
19 cases be used in its entirety to provide retirement ~~extra~~
20 benefits to firefighters, or to firefighters and police officers
21 if, ~~where~~ included. However, local law plans in effect on
22 October 1, 1998, must ~~shall be required to~~ comply with the
23 minimum benefit provisions of this chapter only to the extent
24 that additional premium tax revenues become available to
25 incrementally fund the cost of such compliance as provided in s.
26 175.162(2)(a). If ~~When~~ a plan is in compliance with such minimum
27 benefit provisions, as subsequent additional premium tax
28 revenues become available, they must ~~shall~~ be used to provide
29 extra benefits, except as provided in subsection (1). For the
30 purpose of this chapter, "additional premium tax revenues" means
31 revenues received by a municipality or special fire control
32 district pursuant to s. 175.121 which exceed that amount
33 received for calendar year 1997, and the term "extra benefits"
34 means benefits in addition to or greater than those provided to
35 general employees of the municipality and in addition to those
36 in existence for firefighters on March 12, 1999. Local law plans
37 created by special act before May 23, 1939, shall be deemed to
38 comply with this chapter. Notwithstanding any other provisions
39 of this section, if less than 80 percent of the plan's actuarial
40 accrued liability is fully funded as of March 1, 2011, 50
41 percent of the accumulated excess premium tax revenues that are



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42 not being used to fund the adjusted base amount or extra
43 benefits may be used one time only to pay the unfunded actuarial
44 accrued liabilities of the plan; however, such one-time use must
45 occur on or before September 30, 2011.