

Bill No. CS for SB 1708

Amendment No. \_\_\_\_

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Harris moved the following amendment:

**Senate Amendment (with title amendment)**

On page 45, between lines 23 and 24,

insert:

Section 5. Subsection (1), subsection (2), and paragraph (c) of subsection (3) of section 443.121, Florida Statutes, are amended to read:

443.121 Employing units affected.--

(1) PERIODS OF LIABILITY.--

(a) Any employing unit which is or becomes an employer subject to this chapter as defined in s. 443.036~~(19)~~(~~17~~)(a), (b), (c), (d), or (e) within any calendar year shall be subject to this chapter during the whole of such calendar year.

(b) Any employing unit which is or becomes an employer subject to this chapter solely by reason of the provisions of s. 443.036~~(19)~~(~~17~~)(f) shall be subject to this chapter only during its operation of the business acquired.

(c) Any employing unit which is or becomes an employer

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1 subject to this chapter solely by reason of the provisions of  
2 s. 443.036(~~19~~)(~~17~~)(g) shall be subject to this chapter only  
3 with respect to employment occurring subsequent to the date of  
4 such acquisition.

5 (2) TERMINATION OF COVERAGE.--

6 (a) General.--Except as otherwise provided in this  
7 section, an employing unit shall cease to be an employer  
8 subject to this chapter as of January 1 of any calendar year  
9 only if it files with the division, by April 30 of the year  
10 for which termination is requested, a written application for  
11 termination of coverage and the division finds that the  
12 employing unit, in the preceding calendar year, did not meet  
13 the requirements of an employer, as defined in s.  
14 443.036(~~19~~)(~~17~~)(a), (d), or (e). However, the  
15 above-prescribed time limitation for the filing of such  
16 written application may be waived by the division in cases  
17 where such time limitation had expired prior to the  
18 establishment in the records of the division of the liability  
19 of such employing unit. For the purposes of this subsection,  
20 the two or more employing units mentioned in s.  
21 443.036(~~19~~)(~~17~~)(f), (g), and (i) shall be treated as a single  
22 employing unit.

23 (b) Nonprofit organizations.--Except as otherwise  
24 provided in subsection (4), an employing unit subject to this  
25 chapter by reason of s. 443.036(~~21~~)(~~19~~)(c) shall cease to be  
26 an employer so subject as of January 1 of any calendar year  
27 only if it files with the division, by April 30 of the year  
28 for which termination is requested, a written application for  
29 termination of coverage and the division finds that there were  
30 no 20 different days, each day being in a different week  
31 within the preceding calendar year, within which such

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1 employing unit employed four or more individuals in employment  
2 subject to this chapter. The timely filing of application may  
3 be waived as provided in paragraph (a).

4 (c) State and political subdivisions.--The state and  
5 any political subdivision of the state shall remain an  
6 employer subject to this chapter for the duration of any  
7 employment defined in s. 443.036(21)(~~19~~)(b) and shall cease  
8 being so subject only pursuant to subsection (4).

9 (3) ELECTIVE COVERAGE.--

10 (c) Certain services for political subdivisions.--

11 1. Any political subdivision of this state may elect  
12 to cover under this chapter, for not less than 1 calendar  
13 year, service performed by employees in all of the hospitals  
14 and institutions of higher education operated by such  
15 political subdivision. Election is to be made by filing with  
16 the division a notice of such election at least 30 days prior  
17 to the effective date of such election. The election may  
18 exclude any services described in s. 443.036(21)(~~19~~)(d). Any  
19 political subdivision electing coverage under this paragraph  
20 shall make payments in lieu of contributions with respect to  
21 benefits attributable to such employment as provided with  
22 respect to nonprofit organizations in s. 443.131(4)(b) and  
23 (d).

24 2. The provisions in s. 443.091(4) with respect to  
25 benefit rights based on service for nonprofit organizations  
26 and state hospitals and institutions of higher education shall  
27 be applicable also to service covered by an election under  
28 this section.

29 3. The amounts required to be paid in lieu of  
30 contributions by any political subdivision under this  
31 paragraph shall be billed and payment made as provided in s.

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1 443.131(4)(b) with respect to similar payments by nonprofit  
2 organizations.

3 4. An election under this paragraph may be terminated  
4 after not less than 1 calendar year of coverage by filing with  
5 the division written notice not later than 30 days preceding  
6 the last day of the calendar year in which the termination is  
7 to be effective. Such termination becomes effective as of  
8 January 1 of the next ensuing calendar year with respect to  
9 services performed after that date.

10

11 [Renumber subsequent section(s).]

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14 ===== T I T L E A M E N D M E N T =====

15 And the title is amended as follows:

16 On page 1, line 9, after the number "443.091,"

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18 insert:

19 443.121,

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