

Bill No. CS/HB 1707

Amendment No.

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
---------------	----------------	--------------

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

.
.
.
.
.

Senator Diaz-Balart moved the following amendment:

Senate Amendment (with title amendment)

On page 51, between lines 26 and 27,

insert:

Section 57. Effective July 1, 1999, section 110.1315, Florida Statutes, is created to read:

110.1315 Alternative benefits; other-personal-services employees.--Upon review and recommendation of the department and approval of the Governor, the department may contract for the implementation of an alternative retirement income security program for eligible temporary and season employees of the state which is funded from appropriations for other personal services. The contract may provide for a private vendor or vendors to administer the program under a defined-contribution plan under s. 401(a), 403(b), or 457 of the Internal Revenue Code, and the program must provide retirement benefits as required under s. 3121(b)(7)(f) of the Internal Revenue Code. The department may develop a request for proposals or invitation to negotiate and solicit qualified

Bill No. CS/HB 1707

Amendment No. ____

1 vendors to compete for the award of the contract. The vendor
2 shall be selected on the basis of the plan that best serves
3 the interests of the participating employees and the state.
4 The proposal must comply with all necessary federal and state
5 laws and rules. The proposal must be reviewed by the State
6 Board of Administration, which shall advise the department
7 with respect to the findings of that review. However, this
8 section applies only to state employees. As used in this
9 section, the term "employees" does not include employees as
10 defined in s. 943.10(1), (2), and (3).

11 Section 58. Effective July 1, 1999, section 110.1316,
12 Florida Statutes, is created to read:

13 110.1316 Alternative benefits; tax-sheltered
14 annual-leave and sick-leave payments.--Upon review and
15 recommendation of the department and approval by the Governor,
16 the department may contract for the implementation of a
17 tax-sheltered plan for state employees who are eligible for
18 payment for accumulated sick leave or annual leave at
19 termination of employment. The contract may provide for a
20 private vendor or vendors to administer the plan and the plan
21 must provide retirement benefits in a manner that minimizes
22 the tax liability of the participants. The plan must be funded
23 by employer contributions of payments for accumulated sick
24 leave or annual leave. The plan must have received all
25 necessary federal and state approval as required by law and
26 must comply with the provisions of s. 112.65. The request for
27 proposals may require that the vendor or vendors provide
28 market risk or volatility ratings from recognized rating
29 agencies for each of its investment products. The proposal
30 must be reviewed by the State Board of Administration, which
31 shall advise the department with respect to the findings of

Bill No. CS/HB 1707

Amendment No. ____

1 that review. The department shall provide for a system of
 2 continuous quality-assurance oversight to ensure that the
 3 program objectives are achieved and that the program is
 4 prudently managed. Within 30 days after termination from
 5 employment, an employee may elect to withdraw the moneys,
 6 without penalty by the plan administrator, and shall be held
 7 harmless by the state with regard to any early withdrawal
 8 penalties imposed by the Internal Revenue Service. The method
 9 of calculation of such withdrawal payment shall be prescribed
 10 by rule.

11

12 (Redesignate subsequent sections.)

13

14

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

16 And the title is amended as follows:

17 On page 5, line 17, after the semicolon,

18

19 insert:

20 creating s. 110.1315, F.S.; providing for the
 21 Department of Management Services to contract
 22 for implementation of an alternative retirement
 23 income security program for temporary state
 24 employees; creating s. 110.1316, F.S.;

25 providing for the Department of Management
 26 Services to contract for the implementation of
 27 a tax-sheltered plan for state employees for
 28 payment of accumulated sick leave or annual
 29 leave; providing for review by the State Board
 30 of Administration;

31