

Bill No. CS for SB 426

Amendment No.      Barcode 152370

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

**Senate Amendment (with title amendment)**

On page 7, between lines 24 and 25,

insert:

Section 2. Subsection (1) of section 175.351, Florida Statutes, is amended to read:

175.351 Municipalities and special fire control districts having their own pension plans for firefighters.--For any municipality, special fire control district, local law municipality, local law special fire control district, or local law plan under this chapter, in order for municipalities and special fire control districts with their own pension plans for firefighters, or for firefighters and police officers, where included, to participate in the distribution of the tax fund established pursuant to s. 175.101, local law plans must meet the minimum benefits and minimum standards set forth in this chapter.

(1) PREMIUM TAX INCOME.--If a municipality has a pension plan for firefighters, or a pension plan for

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1 firefighters and police officers, where included, which in the  
2 opinion of the division meets the minimum benefits and minimum  
3 standards set forth in this chapter, the board of trustees of  
4 the pension plan, as approved by a majority of firefighters of  
5 the municipality, may:

6 (a) Place the income from the premium tax in s.  
7 175.101 in such pension plan for the sole and exclusive use of  
8 its firefighters, or for firefighters and police officers,  
9 where included, where it shall become an integral part of that  
10 pension plan and shall be used to pay extra benefits to the  
11 firefighters included in that pension plan; or

12 (b) Place the income from the premium tax in s.  
13 175.101 in a separate supplemental plan to pay extra benefits  
14 to firefighters, or to firefighters and police officers where  
15 included, participating in such separate supplemental plan.

16  
17 The premium tax provided by this chapter shall in all cases be  
18 used in its entirety to provide extra benefits to  
19 firefighters, or to firefighters and police officers, where  
20 included. However, local law plans in effect on October 1,  
21 1998, shall be required to comply with the minimum benefit  
22 provisions of this chapter only to the extent that additional  
23 premium tax revenues become available to incrementally fund  
24 the cost of such compliance as provided in s. 175.162(2)(a).  
25 When a plan is in compliance with such minimum benefit  
26 provisions, as subsequent additional premium tax revenues  
27 become available, they shall be used to provide extra  
28 benefits. For the purpose of this chapter, "additional premium  
29 tax revenues" means revenues received by a municipality or  
30 special fire control district pursuant to s. 175.121 that  
31 exceed that amount received for calendar year 1997 and the

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1 term "extra benefits" means benefits in addition to or greater  
 2 than those provided to general employees of the municipality,  
 3 and in addition to those in existence for firefighters on  
 4 March 12, 1999. Local law plans created by special act before  
 5 May 23, 1939, shall be deemed to comply with this chapter.

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

9 And the title is amended as follows:

10            On page 1, line 12, after the first semicolon

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12 insert:

13            amending s. 175.351, F.S.; redefining the term  
 14            "extra benefits";

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