

Bill No. CS for SB 2032

Barcode 610274

CHAMBER ACTION

Senate

House

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Senator Atwater moved the following amendment:

**Senate Amendment (with title amendment)**

On page 44, lines 25 and 26, delete those lines

and insert:

5. A service company that is a subsidiary of a mutual insurance holding company, which mutual insurance holding company was in existence on or before January 1, 2000, shall allocate the salary of each service company employee covered by contracts with members of the mutual insurance holding company system to the companies for which the employees perform services. The salary allocation is based on the ratio of the amount of time during the tax year which the individual employee spends performing services or otherwise working for each company to the total amount of time the employee spends performing services or otherwise working for all companies. The total amount of salary allocated to an insurance company within the mutual insurance holding company system shall be included as that insurer's employee salaries for purposes of this section.

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1           a. The term "mutual insurance holding company system"  
 2 means two or more corporations that are subsidiaries of a  
 3 mutual insurance holding company and in compliance with part  
 4 IV of chapter 628.

5           b. The term "service company" means a separate  
 6 corporation within the mutual insurance holding company system  
 7 whose employees provide services to other members of the  
 8 mutual insurance holding company system and are treated as  
 9 service company employees for unemployment compensation and  
 10 common-law purposes. The mutual insurance holding company may  
 11 not qualify as a service company.

12           c. If an insurance company fails to substantiate,  
 13 whether by means of adequate records or otherwise, its  
 14 eligibility to claim the service company exception under this  
 15 section, or its salary allocation under this section, no  
 16 credit shall be allowed.

17           (c) The department may adopt rules pursuant to ss.  
 18 120.536(1) and 120.54 to administer this subsection.

19           Section 26. The sum of \$2.6 million is appropriated  
 20 from the Workers' Compensation Administration Trust Fund to  
 21 the General Revenue Fund for the 2005-2006 fiscal year.

22  
 23 (Redesignate subsequent sections.)

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

27 And the title is amended as follows:

28           On page 3, lines 25-27, delete those lines

29

30 and insert:

31           of calculating such a credit; allowing a salary

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1 credit for employees of a service company  
2 subsidiary of a mutual insurance holding  
3 company; authorizing the department to adopt  
4 rules to administer such a credit; providing an  
5 appropriation; providing legislative intent  
6 regarding

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