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1 A bill to be entitled
2 An act relating to retirement; amending s. 121.091, F.S.;
3 revising provisions relating to employment after
4 retirement; providing that a retiree of a state-
5 administered retirement system who retires on or after a
6 certain date may not be reemployed by an employer that
7 participates in a state-administered retirement system and
8 receive both a salary for employment and retirement
9 benefits; requiring that a retiree who retires on or after
10 a certain date and who is reemployed within 6 calendar
11 months after retirement apply to establish a future
12 retirement date; providing that a retiree who is employed
13 by an employing entity or contractor that does not
14 participate in a state-administered retirement system, but
15 who performs services for an employer that does
16 participate, may not receive retirement benefits during
17 such employment; amending s. 121.591, F.S.; conforming a
18 cross-reference; providing an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

21
22 Section 1. Subsection (9) of section 121.091, Florida
23 Statutes, is amended to read:

24 121.091 Benefits payable under the system.—Benefits may
25 not be paid under this section unless the member has terminated
26 employment as provided in s. 121.021(39) (a) or begun
27 participation in the Deferred Retirement Option Program as
28 provided in subsection (13), and a proper application has been

29 | filed in the manner prescribed by the department. The department
 30 | may cancel an application for retirement benefits when the
 31 | member or beneficiary fails to timely provide the information
 32 | and documents required by this chapter and the department's
 33 | rules. The department shall adopt rules establishing procedures
 34 | for application for retirement benefits and for the cancellation
 35 | of such application when the required information or documents
 36 | are not received.

37 | (9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.—

38 | (a) Except as provided in paragraph (e), any person who is
 39 | retired under this chapter, except as provided under the
 40 | disability retirement provisions of subsection (4), may be
 41 | employed by an employer that does not participate in a state-
 42 | administered retirement system and receive compensation from
 43 | that employment without limiting or restricting in any way the
 44 | retirement benefits payable to that person.

45 | (b) Any person who retires under this chapter and whose
 46 | retirement is effective before July 1, 2010, or whose
 47 | participation in the Deferred Retirement Option Program (DROP)
 48 | terminates before July 1, 2010, except as provided under the
 49 | disability retirement provisions of subsection (4) or as
 50 | provided in s. 121.053, may be reemployed by an employer that
 51 | participates in a state-administered retirement system and
 52 | receive both retirement benefits and compensation from that
 53 | employer. However, ~~except that~~ the person may not be reemployed
 54 | by an employer participating in the Florida Retirement System
 55 | until such person has been terminated from employment for at
 56 | least 1 calendar month ~~before meeting the definition of~~

57 ~~termination in s. 121.021 and may not receive both a salary from~~
 58 ~~the employer and retirement benefits for 12 calendar months~~
 59 ~~following immediately subsequent to the date of retirement or~~
 60 ~~the DROP termination date. However, a DROP participant shall~~
 61 ~~continue employment and receive a salary during the period of~~
 62 ~~participation in the Deferred Retirement Option Program, as~~
 63 ~~provided in subsection (13).~~

64 1. A retiree who is reemployed within 1 calendar month
 65 after retirement or the DROP termination date voids his or her
 66 retirement and must repay any retirement benefits received to
 67 the retirement trust fund from which the benefits were paid.

68 ~~2.1.~~ A retiree who is reemployed 1 calendar month after
 69 retirement or the DROP termination date but violates such
 70 ~~reemployment limitation~~ before completion of the 12-month
 71 limitation period must give timely notice of this fact in
 72 writing to the employer and to the Division of Retirement or the
 73 state board and shall have his or her retirement benefits
 74 suspended for the months employed, or the balance of the 12-
 75 month limitation period as required in sub-subparagraphs b. and
 76 c., and any amount suspended shall be forfeited to the
 77 retirement plan. A retiree employed during this period is liable
 78 for repayment of any retirement benefits paid during the
 79 reemployment limitation period. If the employer fails to notify
 80 the division or state board in writing to suspend the employee's
 81 retirement benefits, the employer and retiree ~~A retiree employed~~
 82 ~~in violation of this paragraph and an employer who employs or~~
 83 ~~appoints such person~~ are jointly and severally liable for
 84 repayment of these benefits ~~reimbursement~~ to the retirement

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85 trust fund, ~~including the Florida Retirement System Trust Fund~~
86 ~~and the Public Employee Optional Retirement Program Trust Fund,~~
87 from which the benefits were paid. The employer must have a
88 written statement from the retiree that he or she is not retired
89 from a state-administered retirement system. Retirement benefits
90 ~~shall remain suspended until repayment is has been made.~~ Any
91 ~~benefits suspended beyond the reemployment limitation shall~~
92 ~~apply toward repayment of benefits received in violation of the~~
93 ~~reemployment limitation, and shall be forfeited to the~~
94 retirement plan.

95 a. A district school board may reemploy a retiree as a
96 substitute or hourly teacher, education paraprofessional,
97 transportation assistant, bus driver, or food service worker on
98 a noncontractual basis after he or she has been retired for 1
99 calendar month. A district school board may reemploy a retiree
100 as instructional personnel, as defined in s. 1012.01(2)(a), on
101 an annual contractual basis after he or she has been retired for
102 1 calendar month. ~~Any member who is reemployed within 1 calendar~~
103 ~~month after retirement shall void his or her application for~~
104 ~~retirement benefits. District school boards reemploying such~~
105 ~~teachers, education paraprofessionals, transportation~~
106 ~~assistants, bus drivers, or food service workers are subject to~~
107 ~~the retirement contribution required by subparagraph 2.~~

108 b. A community college board of trustees may reemploy a
109 retiree as an adjunct instructor or as a participant in a phased
110 retirement program within the Florida Community College System,
111 after he or she has been retired for 1 calendar month. ~~A member~~
112 ~~who is reemployed within 1 calendar month after retirement shall~~

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113 ~~void his or her application for retirement benefits. Boards of~~
114 ~~trustees reemploying such instructors are subject to the~~
115 ~~retirement contribution required in subparagraph 2. A retiree~~
116 may be reemployed as an adjunct instructor for no more than 780
117 hours during the first 12 months of retirement. A retiree
118 reemployed for more than 780 hours during the first 12 months of
119 retirement must give timely notice in writing to the employer
120 and to the Division of Retirement or the state board of the date
121 he or she will exceed the limitation. The division or state
122 board shall suspend his or her retirement benefits for the
123 remainder of the 12 months of retirement. ~~Any retiree employed~~
124 ~~in violation of this sub-subparagraph and any employer who~~
125 ~~employs or appoints such person without notifying the division~~
126 ~~to suspend retirement benefits are jointly and severally liable~~
127 ~~for any benefits paid during the reemployment limitation period.~~
128 ~~The employer must have a written statement from the retiree that~~
129 ~~he or she is not retired from a state-administered retirement~~
130 ~~system.~~ Any retirement benefits received by the retiree while
131 reemployed in excess of 780 hours during the first 12 months of
132 retirement must be repaid to the retirement trust fund from
133 which the benefits were paid ~~Florida Retirement System Trust~~
134 ~~Fund, and retirement benefits shall remain suspended until~~
135 ~~repayment is made. Benefits suspended beyond the end of the~~
136 ~~retiree's first 12 months of retirement shall apply toward~~
137 ~~repayment of benefits received in violation of the 780-hour~~
138 ~~reemployment limitation.~~

139 c. A state university board of trustees ~~The State~~
140 ~~University System~~ may reemploy a retiree as an adjunct faculty

141 member or as a participant in a phased retirement program within
 142 the State University System after the retiree has been retired
 143 for 1 calendar month. ~~A member who is reemployed within 1~~
 144 ~~calendar month after retirement shall void his or her~~
 145 ~~application for retirement benefits. The State University System~~
 146 ~~is subject to the retired contribution required in subparagraph~~
 147 ~~2., as appropriate.~~ A retiree may be reemployed as an adjunct
 148 faculty member or a participant in a phased retirement program
 149 for no more than 780 hours during the first 12 months of his or
 150 her retirement. A retiree reemployed for more than 780 hours
 151 during the first 12 months of retirement must give timely notice
 152 in writing to the employer and to the Division of Retirement or
 153 the state board of the date he or she will exceed the
 154 limitation. The division or state board shall suspend his or her
 155 retirement benefits for the remainder of the 12 months. ~~Any~~
 156 ~~retiree employed in violation of this sub-subparagraph and any~~
 157 ~~employer who employs or appoints such person without notifying~~
 158 ~~the division to suspend retirement benefits are jointly and~~
 159 ~~severally liable for any benefits paid during the reemployment~~
 160 ~~limitation period. The employer must have a written statement~~
 161 ~~from the retiree that he or she is not retired from a state-~~
 162 ~~administered retirement system.~~ Any retirement benefits received
 163 by the retiree while reemployed in excess of 780 hours during
 164 the first 12 months of retirement must be repaid to the
 165 retirement trust fund from which the benefits were paid Florida
 166 ~~Retirement System Trust Fund, and retirement benefits shall~~
 167 ~~remain suspended until repayment is made. Benefits suspended~~
 168 ~~beyond the end of the retiree's first 12 months of retirement~~

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169 ~~shall apply toward repayment of benefits received in violation~~
170 ~~of the 780-hour reemployment limitation.~~

171 d. The Board of Trustees of the Florida School for the
172 Deaf and the Blind may reemploy a retiree as a substitute
173 teacher, substitute residential instructor, or substitute nurse
174 on a noncontractual basis after he or she has been retired for 1
175 calendar month. ~~Any member who is reemployed within 1 calendar~~
176 ~~month after retirement shall void his or her application for~~
177 ~~retirement benefits. The Board of Trustees of the Florida School~~
178 ~~for the Deaf and the Blind reemploying such teachers,~~
179 ~~residential instructors, or nurses is subject to the retirement~~
180 ~~contribution required by subparagraph 2.~~

181 e. A developmental research school may reemploy a retiree
182 as a substitute or hourly teacher or an education
183 paraprofessional as defined in s. 1012.01(2) on a noncontractual
184 basis after he or she has been retired for 1 calendar month. A
185 developmental research school may reemploy a retiree as
186 instructional personnel, as defined in s. 1012.01(2)(a), on an
187 annual contractual basis after he or she has been retired for 1
188 calendar month after retirement. ~~Any member who is reemployed~~
189 ~~within 1 calendar month voids his or her application for~~
190 ~~retirement benefits. A developmental research school that~~
191 ~~reemploys retired teachers and education paraprofessionals is~~
192 ~~subject to the retirement contribution required by subparagraph~~
193 ~~2.~~

194 f. A charter school may reemploy a retiree as a substitute
195 or hourly teacher on a noncontractual basis after he or she has
196 been retired for 1 calendar month. A charter school may reemploy

197 a retired member as instructional personnel, as defined in s.
 198 1012.01(2)(a), on an annual contractual basis after he or she
 199 has been retired for 1 calendar month ~~after retirement. Any~~
 200 ~~member who is reemployed within 1 calendar month voids his or~~
 201 ~~her application for retirement benefits. A charter school that~~
 202 ~~reemploys such teachers is subject to the retirement~~
 203 ~~contribution required by subparagraph 2.~~

204 3.2. The employment of a retiree or DROP participant of a
 205 state-administered retirement system does not affect the average
 206 final compensation or years of creditable service of the retiree
 207 or DROP participant. Before July 1, 1991, upon employment of any
 208 person, other than an elected officer as provided in s. 121.053,
 209 who is retired under a state-administered retirement program,
 210 the employer shall pay retirement contributions in an amount
 211 equal to the unfunded actuarial liability portion of the
 212 employer contribution which would be required for regular
 213 members of the Florida Retirement System. Effective July 1,
 214 1991, contributions shall be made as provided in s. 121.122 for
 215 retirees who have renewed membership or, as provided in
 216 subsection (13), for DROP participants.

217 4.3. Any person who is holding an elective public office
 218 which is covered by the Florida Retirement System and who is
 219 concurrently employed in nonelected covered employment may elect
 220 to retire while continuing employment in the elective public
 221 office if he or she terminates his or her nonelected covered
 222 employment. Such person shall receive his or her retirement
 223 benefits in addition to the compensation of the elective office
 224 without regard to the time limitations otherwise provided in

225 | this subsection. A person who seeks to exercise the provisions
 226 | of this subparagraph as they existed before May 3, 1984, may not
 227 | be deemed to be retired under those provisions, unless such
 228 | person is eligible to retire under this subparagraph, as amended
 229 | by chapter 84-11, Laws of Florida.

230 | (c) Any person who retires under this chapter and whose
 231 | retirement is effective on or after July 1, 2010, but before
 232 | July 1, 2011, or whose participation in the Deferred Retirement
 233 | Option Program (DROP) terminates on or after July 1, 2010, but
 234 | before July 1, 2011, ~~who is retired under this chapter~~, except
 235 | as provided under the disability retirement provisions of
 236 | subsection (4) or as provided in s. 121.053, may be reemployed
 237 | by an employer that participates in a state-administered
 238 | retirement system and receive both retirement benefits and
 239 | compensation from that employer. However, a person may not be
 240 | reemployed by an employer participating in the Florida
 241 | Retirement System until such person has been terminated from
 242 | employment for at least 6 calendar months ~~before meeting the~~
 243 | ~~definition of termination in s. 121.021~~ and may not receive both
 244 | a salary from the employer and retirement benefits for ~~6~~
 245 | calendar months 7 through 12 following the date of retirement or
 246 | the DROP termination date ~~after meeting the definition of~~
 247 | ~~termination. However, a DROP participant shall continue~~
 248 | ~~employment and receive a salary during the period of~~
 249 | ~~participation in the Deferred Retirement Option Program, as~~
 250 | ~~provided in subsection (13).~~

251 | 1. The reemployed retiree in a regularly established
 252 | position may not renew membership in the Florida Retirement

253 System.

254 2. The employer shall pay retirement contributions for
 255 retirees reemployed in a regularly established position in an
 256 amount equal to the unfunded actuarial liability portion of the
 257 employer contribution that would be required for active members
 258 of the Florida Retirement System in addition to the
 259 contributions required by s. 121.76.

260 3. A retiree who is reemployed within 6 calendar months
 261 after retirement or the DROP termination date voids his or her
 262 retirement and must repay any retirement benefits received to
 263 the retirement trust fund from which the benefits were paid.

264 ~~4.3.~~ A retiree who is initially reemployed during months 7
 265 through 12 after retirement or the DROP termination date must
 266 give timely notice of this fact in writing to the employer and
 267 the Division of Retirement or the state board and shall have his
 268 or her retirement benefits suspended for the months employed,
 269 and any amount suspended shall be forfeited to the retirement
 270 plan. A retiree employed during this period is liable for
 271 repayment of any retirement benefits paid during the
 272 reemployment limitation period. If the employer fails to notify
 273 the division or state board in writing to suspend retirement
 274 benefits, the employer and retiree are jointly and severally
 275 liable for repayment of these benefits to the retirement trust
 276 fund from which the benefits were paid, unless the employer has
 277 a written statement from the retiree indicating that he or she
 278 is not retired from a state-administered retirement system. ~~in~~
 279 ~~violation of this paragraph and an employer that employs or~~
 280 ~~appoints such person are jointly and severally liable for~~

281 ~~reimbursement of any retirement benefits paid to the retirement~~
 282 ~~trust fund from which the benefits were paid, including the~~
 283 ~~Florida Retirement System Trust Fund and the Public Employee~~
 284 ~~Optional Retirement Program Trust Fund, as appropriate. The~~
 285 ~~employer must have a written statement from the employee that he~~
 286 ~~or she is not retired from a state-administered retirement~~
 287 ~~system. Retirement benefits shall remain suspended until~~
 288 ~~repayment is made. Any benefits suspended beyond the end of the~~
 289 ~~retiree's 6-month reemployment limitation period shall apply~~
 290 ~~toward the repayment of benefits received in violation of this~~
 291 ~~paragraph, and shall be forfeited to the retirement plan.~~

292 (d) Any person who retires under this chapter whose
 293 retirement is effective on or after July 1, 2011, or whose
 294 participation in the Defined Retirement Option Program (DROP)
 295 terminates on or after July 1, 2011, except as provided under
 296 the disability retirement provisions of subsection (4) or as
 297 provided in s. 121.053, may not be reemployed by an employer
 298 that participates in a state-administered retirement system and
 299 receive both retirement benefits and salary from that employer
 300 in the same month. If reemployed, such person must have been
 301 terminated from employment for at least 6 calendar months.

302 1. A retiree who is reemployed within 6 calendar months
 303 after retirement or the DROP termination date voids his or her
 304 retirement and must repay any retirement benefits received,
 305 including a DROP payout, to the retirement trust fund from which
 306 the benefits were paid, and apply to establish a future
 307 retirement date.

308 2. A retiree who is reemployed more than 6 calendar months

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309 after retirement or the DROP termination date must give timely
310 notice of this fact in writing to the employer and the Division
311 of Retirement or the state board and shall have his or her
312 retirement benefits suspended during reemployment. The retiree
313 is liable for repayment of any retirement benefits paid during
314 the reemployment period. If the employer fails to notify the
315 division or state board in writing to suspend the employee's
316 retirement benefits, the employer and retiree are jointly and
317 severally liable for repayment of these benefits to the
318 retirement trust fund from which the retirement benefits were
319 paid unless the employer has a written statement from the
320 retiree indicating that he or she is not retired from a state-
321 administered retirement system. Retirement benefits remain
322 suspended until repayment is made. Any benefits suspended after
323 the retiree ceases employment apply toward repayment of benefits
324 received in violation of this paragraph, and shall be forfeited
325 to the retirement plan.

326 3. Upon ceasing reemployment, the retiree shall resume
327 retirement benefits under the state-administered retirement
328 system without recalculation of the retirement benefits to
329 include additional service credit.

330 4. The reemployed retiree in a regularly established
331 position may not renew membership in the Florida Retirement
332 System.

333 5. The employer shall pay retirement contributions for
334 retirees reemployed in a regularly established position in an
335 amount equal to the unfunded actuarial liability portion of the
336 employer contribution that would be required for active members

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337 of the Florida Retirement System in that position in addition to
338 the contributions required by s. 121.76.

339 (e) Any person who retires under this chapter whose
340 retirement is effective on or after July 1, 2011, or whose
341 participation in the Deferred Retirement Option Program (DROP)
342 terminates on or after July 1, 2011, who performs services for
343 an employer that participates in a state-administered retirement
344 system, but who is employed by an employing entity or contractor
345 that does not participate in a state-administered retirement
346 system, shall have his or her retirement benefits from the
347 state-administered retirement system suspended for each month
348 the person performs services for the employer that participates
349 in the state-administered retirement system. This restriction
350 applies beginning the first effective month of retirement or the
351 month after the DROP termination date and throughout retirement.
352 When the retiree is no longer providing services to the employer
353 who participates in the state-administered retirement system,
354 the retiree shall resume retirement benefits from the state-
355 administered retirement system. Any amount suspended shall be
356 forfeited to the retirement plan.

357 (f) ~~(d)~~ The provisions of this subsection apply to
358 retirees, as defined in s. 121.4501(2), of the Public Employee
359 Optional Retirement Program, subject to the following
360 conditions:

361 1. The retirees may not be reemployed with an employer
362 participating in the Florida Retirement System until such person
363 has been retired for 6 calendar months.

364 2. Any retiree who is reemployed within 6 calendar months

365 after retirement is liable for the repayment of any benefits
 366 paid during the reemployment limitation period. If the retiree's
 367 employer fails to notify the division or state board in writing
 368 to suspend the employee's retirement benefits, the employer and
 369 retiree are jointly and severally liable for the repayment of
 370 these benefits to the retirement trust fund from which the
 371 benefits were paid, unless the employer has a written statement
 372 from the retiree that he or she is not retired from a state-
 373 administered retirement system. A retiree employed in violation
 374 of this subsection and an employer that employs or appoints such
 375 person are jointly and severally liable for reimbursement of any
 376 benefits paid to the retirement trust fund from which the
 377 benefits were paid, including the Retirement System Trust Fund
 378 and the Public Employee Optional Retirement Program Trust Fund,
 379 as appropriate. The employer must have a written statement from
 380 the retiree that he or she is not retired from a state-
 381 administered retirement system.

382 (g) The reemployment limitations in this subsection apply
 383 to retirees of all state-administered retirement systems,
 384 including the Senior Management Service Optional Annuity
 385 Program, the State University System Optional Retirement
 386 Program, and the State Community College Optional Retirement
 387 Program.

388 (h) ~~(e)~~ The limitations of this subsection apply to
 389 reemployment in any capacity irrespective of the category of
 390 funds from which the person is compensated.

391 Section 2. Paragraph (a) of subsection (1) of section
 392 121.591, Florida Statutes, is amended to read:

393 121.591 Benefits payable under the Public Employee
394 Optional Retirement Program of the Florida Retirement System.—
395 Benefits may not be paid under this section unless the member
396 has terminated employment as provided in s. 121.021(39)(a) or is
397 deceased and a proper application has been filed in the manner
398 prescribed by the state board or the department. The state board
399 or department, as appropriate, may cancel an application for
400 retirement benefits when the member or beneficiary fails to
401 timely provide the information and documents required by this
402 chapter and the rules of the state board and department. In
403 accordance with their respective responsibilities as provided
404 herein, the State Board of Administration and the Department of
405 Management Services shall adopt rules establishing procedures
406 for application for retirement benefits and for the cancellation
407 of such application when the required information or documents
408 are not received. The State Board of Administration and the
409 Department of Management Services, as appropriate, are
410 authorized to cash out a de minimis account of a participant who
411 has been terminated from Florida Retirement System covered
412 employment for a minimum of 6 calendar months. A de minimis
413 account is an account containing employer contributions and
414 accumulated earnings of not more than \$5,000 made under the
415 provisions of this chapter. Such cash-out must either be a
416 complete lump-sum liquidation of the account balance, subject to
417 the provisions of the Internal Revenue Code, or a lump-sum
418 direct rollover distribution paid directly to the custodian of
419 an eligible retirement plan, as defined by the Internal Revenue
420 Code, on behalf of the participant. If any financial instrument

421 issued for the payment of retirement benefits under this section
 422 is not presented for payment within 180 days after the last day
 423 of the month in which it was originally issued, the third-party
 424 administrator or other duly authorized agent of the State Board
 425 of Administration shall cancel the instrument and credit the
 426 amount of the instrument to the suspense account of the Public
 427 Employee Optional Retirement Program Trust Fund authorized under
 428 s. 121.4501(6). Any such amounts transferred to the suspense
 429 account are payable upon a proper application, not to include
 430 earnings thereon, as provided in this section, within 10 years
 431 after the last day of the month in which the instrument was
 432 originally issued, after which time such amounts and any
 433 earnings thereon shall be forfeited. Any such forfeited amounts
 434 are assets of the Public Employee Optional Retirement Program
 435 Trust Fund and are not subject to the provisions of chapter 717.

436 (1) NORMAL BENEFITS.—Under the Public Employee Optional
 437 Retirement Program:

438 (a) Benefits in the form of vested accumulations as
 439 described in s. 121.4501(6) are payable ~~under this subsection~~ in
 440 accordance with the following terms and conditions:

441 1. To the extent vested, benefits are payable only to a
 442 participant.

443 2. Benefits shall be paid by the third-party administrator
 444 or designated approved providers in accordance with the law, the
 445 contracts, and any applicable board rule or policy.

446 3. To receive benefits, the participant must be terminated
 447 from all employment with all Florida Retirement System
 448 employers, as provided in s. 121.021(39).

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449 4. Benefit payments may not be made until the participant
450 has been terminated for 3 calendar months, except that the board
451 may authorize by rule for the distribution of up to 10 percent
452 of the participant's account after being terminated for 1
453 calendar month if the participant has reached the normal
454 retirement date as defined in s. 121.021 of the defined benefit
455 plan.

456 5. If a member or former member of the Florida Retirement
457 System receives an invalid distribution from the Public Employee
458 Optional Retirement Program Trust Fund, such person must repay
459 the full invalid distribution to the trust fund within 90 days
460 after receipt of final notification by the state board or the
461 third-party administrator that the distribution was invalid. If
462 such person fails to repay the full invalid distribution within
463 90 days after receipt of final notification, the person may be
464 deemed retired from the optional retirement program by the state
465 board, as provided pursuant to s. 121.4501(2)(k), and is subject
466 to s. 121.122. If such person is deemed retired ~~by the state~~
467 ~~board~~, any joint and several liability set out in s.
468 121.091(9)(f)2. ~~121.091(9)(d)2.~~ becomes null and void, and the
469 state board, the department, or the employing agency is not
470 liable for gains on payroll contributions that have not been
471 deposited to the person's account in the retirement program,
472 pending resolution of the invalid distribution. The member or
473 former member who has been deemed retired or who has been
474 determined by the board to have taken an invalid distribution
475 may appeal the agency decision through the complaint process as
476 provided under s. 121.4501(9)(g)3. As used in this subparagraph,

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477 | the term "invalid distribution" means any distribution from an
478 | account in the optional retirement program which is taken in
479 | violation of this section, s. 121.091(9), or s. 121.4501.

480 | Section 3. This act shall take effect July 1, 2011.