



446396

LEGISLATIVE ACTION

Senate

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House

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Senator Simpson moved the following:

**Senate Amendment**

Delete lines 150 - 178

and insert:

(3) COMPULSORY INVESTMENT PLAN MEMBERSHIP.—Except for members of the Elected Officers' Class who withdraw from the Florida Retirement System under s. 121.052(3)(d) or elect to participate in an optional retirement program under s. 121.051(1)(a), s. 121.051(2)(c), or s. 121.35, or are described in s. 121.052(2)(a)2. or s. 121.052(2)(b), employees initially enrolled in the Florida Retirement System on or after July 1,



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12 2015, and whose first employment in a regularly established  
13 position is covered by the Elected Officers' Class are  
14 compulsory members of the investment plan. Investment plan  
15 membership continues for a compulsory member even if the  
16 employee is subsequently employed in a position covered by  
17 another membership class. Membership in the pension plan by a  
18 compulsory member is not permitted except as provided in s.  
19 121.591(2).

20 (a) Employees initially enrolled in the Florida Retirement  
21 System before July 1, 2015, may retain their membership in the  
22 pension plan or investment plan and are eligible to use the  
23 election opportunity specified in s. 121.4501(4)(f). Compulsory  
24 members are not eligible to use the election opportunity.

25 (b) An employee eligible to withdraw from the system under  
26 s. 121.052(3)(d) may withdraw from the system, participate in  
27 the pension plan if not a compulsory member of the investment  
28 plan, or participate in the investment plan as provided under  
29 those provisions. An employee eligible for the optional  
30 retirement programs under paragraph (2)(c) or s. 121.35 may  
31 participate in the optional retirement program, participate in  
32 the pension plan if not a compulsory member, or participate in  
33 the investment plan as provided under those provisions. An  
34 eligible employee required to participate pursuant to paragraph  
35 (1)(a) in the optional retirement program as provided under s.  
36 121.35 must participate in the investment plan if employed in a  
37 position not eligible for the optional retirement program and  
38 otherwise meeting the requirements as a compulsory member of the  
39 investment plan.