

By Commissioner Riley

1                   A proposal to create  
2           ARTICLE X, s. 18, Fla. Const.; providing duties  
3           of boards of trustees or fiduciaries of public  
4           employees' retirement systems.

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6 It is proposed by the Florida Constitution Revision Commission  
7 that:

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9           Section 1. Section 18 is added to Article X of the  
10 Florida Constitution to read:

11                                   ARTICLE X

12   MISCELLANEOUS

13                   SECTION 18. Administration of public retirement  
14 systems.--The board of trustees or named fiduciary of any  
15 defined benefit retirement system or plan for public employees  
16 participated in by any unit, agency, branch, department,  
17 board, or institution of state, county, special district, or  
18 municipal government and funded in whole or in part by public  
19 funds shall:

20                   (a) Hold and invest all assets of the system or plan  
21 in a trust fund to be used for the exclusive purposes of  
22 providing benefits to participants and their beneficiaries and  
23 defraying reasonable expenses of administering the system or  
24 plan.

25                   (b) Ensure that no part of the principal or income of  
26 the trust fund is used or diverted for purposes other than for  
27 the exclusive benefit of member employees or their  
28 beneficiaries and for payment of administrative costs.

29                   (c) Adopt sound actuarial assumptions for the system  
30 or plan and obtain regularly scheduled actuarial reports  
31 prepared and certified by an enrolled and competent actuary.