Bill No. CS/HB 1927, 2nd Eng.
Amendment No._ Barcode 754484

Senate
CHAMBER ACTION

Senator Latvala moved the following substitute for amendment to amendment (110260):

## Senate Amendment

On page 2, lines 13-31, delete those lines
and insert:
(b) "Employee" includes any person who is an officer of a corporation and who performs services for remuneration for such corporation within this state, whether or not such services are continuous.

1. Any officer of a corporation may elect to be exempt from this chapter by filing written notice of the election with the division as provided in s. 440.05.
2. Effective January 1, 2002, as to officers of a corporation who are actively engaged in the construction industry, no more than two three officers of such corporation or of any group of affiliated corporations may elect to be exempt from this chapter by filing written notice of the election with the division as provided in s. 440.05, however;
a. Such election is valid only with respect to an 1
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Officer who is the president, vice president, secretary, or
treasurer of the corporation.
    b. Such election is valid only with respect to an
Officer who owns not less than 10 percent of the stock of the
corporation.
    3. An officer of a corporation who elects to be exempt
from this chapter by filing a written notice of the election
with the division as provided in s. 440.05 is not an employee.
Services are presumed to have been rendered to the corporation
if the officer is compensated by other than dividends upon
shares of stock of the corporation which the officer owns.
The term "affiliated" means and includes one or more
corporations or entities, any one of which is a corporation
actively engaged in the construction industry, under the same
or substantially the same control of a group of business
entities which are connected or associated so that one entity
controls or has the power to control each of the other
business entities. The term "affiliated" includes the
officers, directors, executives, shareholders active in
management, employees, and agents of the affiliated
corporation. The ownership by one business entity of a
controlling interest in another business entity or a pooling
of equipment or income among business entities shall be prima
facie evidence that one business entity is affiliated with
another.
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