



General Assembly

**Amendment**

February Session, 2024

LCO No. 3528



Offered by:

SEN. KUSHNER, 24<sup>th</sup> Dist.

REP. SANCHEZ E., 24<sup>th</sup> Dist.

To: Subst. Senate Bill No. 136

File No. 90

Cal. No. 79

**"AN ACT MAKING CHANGES TO THE CONNECTICUT  
RETIREMENT SECURITY PROGRAM STATUTES."**

1 Strike section 1 in its entirety and insert the following in lieu thereof:

2 "Section 1. Section 31-416 of the general statutes is repealed and the  
3 following is substituted in lieu thereof (*Effective July 1, 2024*):

4 As used in this section, section 31-71e, [and] sections 31-417 to [31-  
5 427] 31-426, inclusive, as amended by this act, and section 9 of this act:

6 (1) "Board" means the Connecticut Retirement Security Advisory  
7 Board established pursuant to section 31-417, as amended by this act;

8 (2) "Consumer" has the same meaning as provided in section 17b-706  
9 ;

10 [(2)] (3) "Contribution level" means (A) the contribution rate selected  
11 by the participant that may be expressed as (i) a percentage of the  
12 participant's taxable wages as is required to be reported under Sections

13 6041 and 6051 of the Internal Revenue Code of 1986, or any subsequent  
14 corresponding internal revenue code of the United States, as amended  
15 from time to time, or (ii) a dollar amount up to the maximum deductible  
16 amount for the participant's taxable year under Section 219(b)(1) of the  
17 Internal Revenue Code of 1986, or any subsequent corresponding  
18 internal revenue code of the United States, as amended from time to  
19 time; or (B) in the absence of an affirmative election by the participant,  
20 (i) for participants enrolled in the program prior to July 1, 2024, three  
21 per cent of the participant's taxable wages as is required to be reported  
22 under Sections 6041 and 6051 of the Internal Revenue Code of 1986, or  
23 any subsequent corresponding internal revenue code of the United  
24 States, as amended from time to time, or (ii) for participants enrolled in  
25 the program on or after July 1, 2024, five per cent of such participant's  
26 taxable wages as is required to be reported under Sections 6041 and 6051  
27 of the Internal Revenue Code of 1986, or any subsequent corresponding  
28 internal revenue code of the United States, as amended from time to  
29 time. The contribution level of a participant who customarily and  
30 regularly receives gratuities in conjunction with his or her employment  
31 shall be a percentage of such participant's wages as is required to be  
32 reported under Sections 6041 and 6051 of the Internal Revenue Code of  
33 1986, or any subsequent corresponding internal revenue code of the  
34 United States, as amended from time to time;

35 [(3)] (4) "Covered employee" means (A) an individual [(A)] (i) who  
36 has been employed by a qualified employer for a period of not less than  
37 [one hundred twenty] thirty days, [(B)] (ii) who is nineteen years of age  
38 or older, [(C)] (iii) who performs services within the state for purposes  
39 of section 31-222, and [(D)] (iv) whose service or employment is not  
40 excluded under the provisions of subdivision (5) of subsection (a) of  
41 section 31-222, or (B) on and after July 1, 2025, a personal care attendant  
42 (i) who has been employed by a qualified employer for a period of not  
43 less than thirty days, (ii) who is nineteen years of age or older, and (iii)  
44 who performs services within the state for purposes of section 31-222;

45 [(4)] (5) "Participant" means any individual participating in the  
46 program;

47 (6) "Personal care attendant" has the same meaning as provided in  
48 section 17b-706;

49 ~~[(5)]~~ (7) "Program" means the Connecticut Retirement Security  
50 Program established pursuant to section 31-418, as amended by this act;

51 ~~[(6)]~~ (8) (A) "Qualified employer" means (i) any person, corporation,  
52 limited liability company, firm, partnership, voluntary association, joint  
53 stock association or other entity doing business in the state during the  
54 calendar year, whether for profit or not for profit, that employed on  
55 October first of the preceding calendar year five or more individuals in  
56 the state and has paid not less than five of such individuals taxable  
57 wages of not less than five thousand dollars in the preceding calendar  
58 year, or (ii) on and after July 1, 2025, a consumer that receives services  
59 from a personal care attendant under a state-funded program. (B)  
60 "Qualified employer" does not include: ~~[(A)]~~ (i) The federal government,  
61 ~~[(B)]~~ (ii) the state or any political subdivision thereof, ~~[(C)]~~ (iii) any  
62 municipality, unit of a municipality or municipal housing authority,  
63 ~~[(D)]~~ (iv) an employer employing only individuals whose services are  
64 excluded under subdivision (5) of subsection (a) of section 31-222,  
65 except a consumer that receives services from a personal care attendant  
66 under a state-funded program, or [(E)] (v) an employer that was not in  
67 existence at all times during the current calendar year and the preceding  
68 calendar year, except a consumer that receives services from a personal  
69 care attendant under a state-funded program;

70 ~~[(7)]~~ (9) "Individual retirement account" means a Roth IRA;

71 ~~[(8)]~~ (10) "Roth IRA" means an account described in Section 408A of  
72 the Internal Revenue Code of 1986, or any subsequent corresponding  
73 internal revenue code of the United States, as amended from time to  
74 time;

75 ~~[(9)]~~ (11) "Normal retirement age" means the age specified in Section  
76 408A of the Internal Revenue Code of 1986, or any subsequent  
77 corresponding internal revenue code of the United States, as amended  
78 from time to time, when an individual may withdraw all funds without

79 penalty;

80 [(10)] (12) "Vendor" means (A) a federally regulated retirement plan  
81 sponsor conducting business in the state, including, but not limited to,  
82 a federally regulated investment company or an insurance company, or  
83 (B) a company conducting business in the state to (i) provide ancillary  
84 services, including, but not limited to, technological, payroll or  
85 recordkeeping services, and (ii) offer retirement plans or payroll deposit  
86 individual retirement account arrangements using products of  
87 regulated retirement plan sponsors. "Vendor" does not include  
88 individual registered representatives, brokers, financial planners or  
89 agents; and

90 [(11)] (13) "Fee" means investment management charges,  
91 administrative charges, investment advice charges, trading fees,  
92 marketing and sales fees, revenue sharing, broker fees and other costs  
93 necessary to administer the program."