

HB 2662 -- VOLUNTARY IDENTITY THEFT PROTECTION PLAN

SPONSOR: Morris (140)

This bill provides that any voluntary identify theft protection plan established under Sections 105.1030 to 105.1042, RSMo, will exist and serve in addition to any insurance, retirement, pension, and benefit systems established by the state or a political subdivision. Any compensation withheld under such a plan will continue to be included as regular compensation for computing the retirement and pension benefits earned by any employee, as defined in the bill.

The bill also authorizes the state of Missouri, or any city, county, or other political subdivision to enter into a written contract with any of its employees to withhold any part of the employee's gross compensation and to invest those funds in any manner as prescribed by the voluntary identity theft protection plan of the state, or its cities, counties, or other political subdivisions and as permitted under Sections 105.1030 to 105.1042.

All funds withheld from employees of the state under Section 105.1034 will be transferred to the Director of Revenue for deposit in the State Treasury to the credit of the "Missouri State Employees Voluntary Identity Theft Protection Fund" created in the bill. The Commissioner of Administration will be custodian of the fund, and must approve any voluntary life insurance agreement entered into by the state, and oversee the orderly administration of the fund in compliance with Sections 105.1030 to 105.1042. Any moneys remaining in the fund at the end of the biennium will not revert to the credit of the General Revenue Fund.

The Office of Administration must establish and administer a voluntary identity theft protection plan for the employees of the state of Missouri. Participation in the plan will be by a specific written agreement between an employee and the state which shall provide for the payroll deduction of the amount of compensation as requested by the employee. Participating employees shall authorize that deferrals be made from their wages for the purpose of participation in such plan.

Funds held for the state under a written payroll deduction agreement between the state and participating employees may be invested in identity theft protection contracts approved by the commissioner. All identity theft protection to be offered under this plan shall be provided by the company IDShield.

Any city, county, institution of the state of Missouri, or other political subdivision may establish for its employees a voluntary

identity theft protection plan with IDShield. Participation must be by written agreement between an employee and the governing body of the city, county, institution, or other political subdivision providing for the payroll deduction and the subsequent administration of those funds.

For the purposes of funding the agreements between the city, county, institution, or other political subdivisions and the participating employees, the agency or department designated by the department to establish and administer the plans may deposit the funds, with the consent of the participating employee, with IDShield.

This Section and Sections 105.1038 and 105.1040 do not limit the power or authority of any city, county, municipal corporation, political subdivision, or any institution supported in whole or in part by public funds to establish and administer any other such identity theft protection plans as might be deemed appropriate by the officials of the political subdivisions or institutions.