
From: Diane Malzahn [mailto:dianem@malzahncpa.com]
Sent: Tuesday, March 04, 2008 10:53 AM
To: EBSA, E-ORI - EBSA
Subject: Prop Labor Reg 2510.3-102(a), Prop Labor Reg 2510.3-102(f); 73 Fed. Reg. 11072, 2/29/2008

Ladies and Gentlemen:

This email is being written to obtain clarification regarding your proposed regulations regarding a new safe harbor period (7 business day rule).

Prop Labor Reg 2510.3-102(a), Prop Labor Reg 2510.3-102(f); 73 Fed. Reg. 11072, 2/29/2008

The Department of Labor's Employee Benefit Security Administration (EBSA) has issued a proposed rule that would establish a safe harbor period under which participant contributions to a small pension plan will be deemed to be made in compliance with ERISA if those amounts are deposited with the plan within seven business days of withholding.

Does this regulation apply to SIMPLE retirement plans as well as 401k plans? I would appreciate your advice on this matter.

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