

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Fernández offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 902 and 903, insert:

5 Section 1. Paragraph (h) of subsection (2) of section  
6 121.0515, Florida Statutes, is redesignated as paragraph (i),  
7 paragraph (j) of subsection (3) is redesignated as paragraph  
8 (k), subsection (1), present paragraph (h) of subsection (2),  
9 and paragraph (a) of subsection (8) of that section are amended,  
10 and new paragraph (h) is added to subsection (2) and new  
11 paragraph (j) is added to subsection (3), to read:

12 121.0515 Special Risk Class.—

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13 (1) ESTABLISHMENT OF CLASS.—A separate class of membership  
14 within the Florida Retirement System, to be known as the  
15 "Special Risk Class," is established to recognize that persons  
16 employed in certain categories of law enforcement, firefighting,  
17 criminal detention, and emergency medical care positions and  
18 persons employed as guardians pursuant to s. 1006.12 are  
19 required as one of the essential functions of their positions to  
20 perform work that is physically demanding or arduous, or work  
21 that requires extraordinary agility and mental acuity, and that  
22 such persons, because of diminishing physical and mental  
23 faculties, may find that they are not able, without risk to the  
24 health and safety of themselves, the public, or their coworkers,  
25 to continue performing such duties and thus enjoy the full  
26 career and retirement benefits enjoyed by persons employed in  
27 other membership classes and that, if they find it necessary,  
28 due to the physical and mental limitations of their age, to  
29 retire at an earlier age and usually with less service, they  
30 will suffer an economic deprivation therefrom. To address the  
31 peculiar and special problems of this class of employees, a  
32 class of retirement membership is established that awards more  
33 retirement credit per year of service than that awarded to other  
34 employees; however, nothing contained herein shall require  
35 ineligibility for Special Risk Class membership upon reaching  
36 age 55.

37 (2) MEMBERSHIP.—

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38           (h) Effective July 1, 2019, "special risk member" includes  
39 any member who meets the special criteria for continued  
40 membership set forth in paragraph (3)(j).

41           (i)~~(h)~~ Effective August 1, 2008, "special risk member"  
42 includes any member who meets the special criteria for continued  
43 membership set forth in paragraph (3)(k) ~~(3)(j)~~.

44           (3) CRITERIA.—A member, to be designated as a special risk  
45 member, must meet the following criteria:

46           (j) Effective July 1, 2019, the member must be employed by  
47 a school board as a guardian pursuant to 1006.12; or

48           (8) SPECIAL RISK ADMINISTRATIVE SUPPORT CLASS.—

49           (a) A special risk member who is moved or reassigned to a  
50 nonspecial risk law enforcement, firefighting, correctional, ~~or~~  
51 emergency medical care administrative support position, or as a  
52 guardian pursuant to s. 1006.12 with the same agency, or who is  
53 subsequently employed in such a position within any law  
54 enforcement, firefighting, correctional, ~~or~~ emergency medical  
55 care, or educational agency under the Florida Retirement System,  
56 shall participate in the Special Risk Administrative Support  
57 Class and earn credit for such service at the same percentage  
58 rate as that earned by a regular member. Notwithstanding  
59 subsection (5), service in an administrative support position,  
60 for purposes of s. 121.091, applies toward satisfaction of the  
61 special risk normal retirement date, as defined in s. 121.021,  
62 if, while in such position, the member remains certified as a

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63 law enforcement officer, firefighter, correctional officer,  
64 emergency medical technician, ~~or~~ paramedic, or guardian; remains  
65 subject to reassignment at any time to a position qualifying for  
66 special risk membership; and completes an aggregate of the years  
67 of service as a designated special risk member before retirement  
68 which is equal to or greater than the years of service required  
69 to be vested.

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**T I T L E   A M E N D M E N T**

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Remove line 57 and insert:

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to safe schools; amending s. 1002.32, F.S.; conforming cross-

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references and provisions to changes made by the act; amending

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s. 121.0515, F.S.; revising provisions relating to the Florida

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Retirement System; amending ss. 23.1225 and

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