

By Senator Brown-Waite

10-1649-98

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A bill to be entitled
An act relating to the Florida Retirement
System; amending s. 121.091, F.S.; increasing
the disability retirement benefit for members
of the special risk class; providing an
effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (d) of subsection (4) of section
121.091, Florida Statutes, as amended by section 2 of chapter
97-154, Laws of Florida, and section 8 of chapter 97-180, Laws
of Florida, is amended to read:

121.091 Benefits payable under the system.--No
benefits shall be paid under this section unless the member
has terminated employment as provided in s. 121.021(39)(a) or
begun participation in the Deferred Retirement Option Program
as provided in subsection (13), and a proper application has
been filed in the manner prescribed by the division.

(4) DISABILITY RETIREMENT BENEFIT.--

(d) Disability retirement benefit.--Upon the
retirement of a member on his or her disability retirement
date, the member shall receive a monthly benefit which shall
begin to accrue on the first day of the month of disability
retirement and shall be payable on the last day of that month
and each month thereafter during his or her lifetime and
continued disability. The amount of each monthly payment shall
be computed in the same manner as for a normal retirement
benefit, in accordance with subsection (1), but based on
disability option actuarial equivalency tables and the average
monthly compensation and creditable service of the member as

1 of the disability retirement date, subject to the following
2 conditions:
3 1. If the member's disability occurred in the line of
4 duty, the monthly Option 1 benefit shall not be less than:
5 a. Forty-two ~~42~~ percent of average monthly
6 compensation as of the disability retirement date; or
7 b. Sixty-five percent of the average monthly
8 compensation as of the disability retirement date for a member
9 of the special risk class; or
10 2. If the member's disability occurred other than in
11 the line of duty, the monthly Option 1 benefit shall not be
12 less than 25 percent of average monthly compensation as of the
13 disability retirement date.

14 Section 2. This act shall take effect January 1, 1999.

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17 SENATE SUMMARY

18 Increases the disability retirement benefit payable to
19 special risk members of the Florida Retirement System
20 from 42 percent to 65 percent of the average monthly
21 compensation as of the disability retirement date.
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