

By Senators Crist, Lee, Miller and Sebesta

13-470-01

See HB

1                                   A bill to be entitled  
2           An act relating to the City of Tampa,  
3           Hillsborough County, and particularly to the  
4           City Pension Fund for Firefighters and Police  
5           Officers in the City of Tampa; authorizing the  
6           City of Tampa to enter into a supplemental  
7           contract with certain firefighters and police  
8           officers to provide for an increase in the  
9           accrual of benefits from 2.5 percent to 2.75  
10          percent for each year of service; providing an  
11          effective date.

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

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15           Section 1. The City of Tampa is authorized and  
16          empowered to enter into a supplemental contract with each and  
17          every firefighter or police officer who was an active or  
18          contributing member of the City Pension Fund for Firefighters  
19          and Police Officers in the City of Tampa on or after the date  
20          this act becomes a law, or who may hereafter enter into a  
21          pension contract with the City, amending subparagraph 7(A) of  
22          the City of Tampa Firefighters and Police Officers Pension  
23          Contract as prescribed by Section 28-17 of the City of Tampa  
24          Code [Ordinance No. 4746-A, enacted September 30, 1969], as  
25          amended by Section 28-19 of the City of Tampa Code [Ordinance  
26          No. 6038-A, enacted September 17, 1974], pursuant to chapter  
27          74-613, Laws of Florida, as further amended by chapter 92-231,  
28          Laws of Florida, chapter 94-463, Laws of Florida, and chapter  
29          98-515, Laws of Florida, to read:

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1           Section 7. Benefits, Pensions to  
2 Members-Compulsory.--The Board shall upon its application  
3 retire:

4           (A) Any member of the Fund having an aggregate of 10  
5 years of service as defined in Section 17 in said departments,  
6 and having reached the age of 46 years, who then shall receive  
7 in monthly installments a pension equal to 27.5 ~~25~~ percent of  
8 the member's average earnings for the three (3) highest years  
9 within the last 10 years of service with a minimum pension of  
10 \$100 per month. For each additional year of such service after  
11 10 years, a member shall receive 2.75 ~~2.5~~ percent of average  
12 earnings, not to exceed a total pension of 100 percent of said  
13 average earnings. After 10 years of service as defined in  
14 Section 17, this pension right shall be a vested right with  
15 the payment thereof to begin upon the employee's separation  
16 from the service or the employee's reaching the age of 46  
17 years, whichever occurs later, so that an employee having 10  
18 or more years of such service who resigns, retires, or is  
19 otherwise separated from the service prior to reaching the age  
20 of 46 years may elect to allow his contributions to remain in  
21 the Pension Fund and upon reaching the age of 46 years shall  
22 be entitled to commence receiving a pension based upon his  
23 service as herein provided, and should such employee die  
24 before reaching 46 years of age, then at the time that  
25 decedent would have reached 46 years of age the widow or  
26 widower shall receive such benefit as the widow or widower  
27 would have received under subparagraph 9(C) if the employee  
28 had died while receiving a pension. Provided however, any  
29 member of the Pension Fund who prior to October 16, 1992, was  
30 a participant of Division B of the General Employees Pension  
31 Plan as established by chapter 81-497, Laws of Florida, as

1 amended, shall receive benefits from this Pension Fund at the  
2 rate of 2.75 ~~2.5~~ percent of average earnings for each year of  
3 service in this Pension Fund, provided however, the 2.75 ~~2.5~~  
4 percent accrual shall not apply to any service while the  
5 member was a participant of Division B of the General  
6 Employees Pension Plan. Upon reaching social security normal  
7 retirement age, the benefit paid herein shall be reduced to 60  
8 percent of the initial benefit amount.

9           Section 2. This act is only an enabling act, and the  
10 execution by the City of Tampa of the aforesaid supplemental  
11 contract and entitlement to the pension benefits referred to  
12 in Section 1 of this act for all firefighters and police  
13 officers, regardless of whether or not in the respective  
14 certified bargaining unit for firefighters or police officers,  
15 is contingent upon contractual agreement through the  
16 collective bargaining process between the City of Tampa and  
17 each of the respective certified bargaining agents for  
18 firefighters and police officers.

19           Section 3. The City of Tampa Firefighters and Police  
20 Officers Pension Contract as prescribed by Section 28-17 of  
21 the City of Tampa Code [Ordinance No. 4746-A, enacted  
22 September 30, 1969], as amended by Section 28-19 of the City  
23 of Tampa Code [Ordinance No. 6038-A, enacted September 17,  
24 1974], pursuant to chapter 74-613, Laws of Florida; as further  
25 amended by Ordinance No. 89-314, enacted December 21, 1989,  
26 and approved, ratified, validated, and confirmed by chapter  
27 90-391, Laws of Florida; and as further amended by chapter  
28 92-231, Laws of Florida, chapter 94-463, Laws of Florida,  
29 chapter 98-515, Laws of Florida, and chapter 2000-485, Laws of  
30 Florida, is in all other respects approved, ratified,  
31 validated, and confirmed.

1           Section 4. This act shall take effect upon becoming a  
2 law.  
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