

Bill No. CS for SB 822, 1st Eng.

Amendment No.      Barcode 751586

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Dyer moved the following amendment to amendment (345184):

**Senate Amendment (with title amendment)**

On page 163, between lines 3 and 4,

insert:

Section 147. Paragraph (h) of subsection (1) of section 121.055, Florida Statutes, is amended to read:

121.055 Senior Management Service Class.--There is hereby established a separate class of membership within the Florida Retirement System to be known as the "Senior Management Service Class," which shall become effective February 1, 1987.

(1)

(h)1. Except as provided in subparagraph 3., effective January 1, 1994, participation in the Senior Management Service Class shall be compulsory for the State Courts Administrator and the Deputy State Courts Administrators, the Clerk of the Supreme Court, the Marshal of the Supreme Court, the Executive Director of the Justice Administrative

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1 Commission, the Capital Collateral Regional Counsels, the  
2 clerks of the district courts of appeals, the marshals of the  
3 district courts of appeals, and the trial court administrator  
4 in each judicial circuit. Effective January 1, 1994,  
5 additional positions in the offices of the state attorney and  
6 public defender in each judicial circuit may be designated for  
7 inclusion in the Senior Management Service Class of the  
8 Florida Retirement System, provided that:

9           a. Positions to be included in the class shall be  
10 designated by the state attorney or public defender, as  
11 appropriate. Notice of intent to designate positions for  
12 inclusion in the class shall be published once a week for 2  
13 consecutive weeks in a newspaper of general circulation  
14 published in the county or counties affected, as provided in  
15 chapter 50.

16           b. One nonelective full-time position may be  
17 designated for each state attorney and public defender  
18 reporting to the Department of Management Services; for  
19 agencies with 200 or more regularly established positions  
20 under the state attorney or public defender, additional  
21 nonelective full-time positions may be designated, not to  
22 exceed 0.5 percent of the regularly established positions  
23 within the agency.

24           c. Each position added to the class must be a  
25 managerial or policymaking position filled by an employee who  
26 serves at the pleasure of the state attorney or public  
27 defender without civil service protection, and who:

28           (I) Heads an organizational unit; or

29           (II) Has responsibility to effect or recommend  
30 personnel, budget, expenditure, or policy decisions in his or  
31 her areas of responsibility.

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1           2. Participation in this class shall be compulsory,  
2 except as provided in subparagraph 3., for any judicial  
3 employee who holds a position designated for coverage in the  
4 Senior Management Service Class, and such participation shall  
5 continue until the employee terminates employment in a covered  
6 position. Effective January 1, 2001, participation in this  
7 class is compulsory for assistant state attorneys, assistant  
8 statewide prosecutors, assistant public defenders, and  
9 assistant capital collateral regional counsels. Effective  
10 January 1, 2002, participation in this class is compulsory for  
11 assistant attorneys general.

12           3. In lieu of participation in the Senior Management  
13 Service Class, such members, excluding assistant state  
14 attorneys, assistant public defenders, assistant statewide  
15 prosecutors, assistant attorneys general, and assistant  
16 capital collateral regional counsels, may participate in the  
17 Senior Management Service Optional Annuity Program as  
18 established in subsection (6).

19           Section 148. The sum of \$93,000 is appropriated from  
20 the General Revenue Fund for the 2001-2002 fiscal year for the  
21 purpose of paying the costs association with adding assistant  
22 attorneys general to the Senior Management Service Class in  
23 the Florida Retirement System.

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25 (Redesignate subsequent sections.)  
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28 ===== T I T L E   A M E N D M E N T =====

29 And the title is amended as follows:

30           On page 174, line 25, after the semicolon,  
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1 insert:  
2           amending s. 121.055, F.S.; providing for  
3           mandatory participation of assistant attorneys  
4           general in the Senior Management Service Class;  
5           providing an appropriation;  
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