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1 A bill to be entitled
2 An act relating to the Florida Retirement System; amending
3 s. 121.0515, F.S.; providing eligibility of certain
4 treatment and rehabilitation personnel at correctional or
5 forensic facilities for membership in the Special Risk
6 Class; providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Subsection (2) of section 121.0515, Florida
11 Statutes, is amended to read:

12 121.0515 Special risk membership.--

13 (2) CRITERIA.--A member, to be designated as a special
14 risk member, must meet the following criteria:

15 (a) The member must be employed as a law enforcement
16 officer and be certified, or required to be certified, in
17 compliance with s. 943.1395; however, sheriffs and elected
18 police chiefs shall be excluded from meeting the certification
19 requirements of this paragraph. In addition, the member's duties
20 and responsibilities must include the pursuit, apprehension, and
21 arrest of law violators or suspected law violators; or the
22 member must be an active member of a bomb disposal unit whose
23 primary responsibility is the location, handling, and disposal
24 of explosive devices; or the member must be the supervisor or
25 command officer of a member or members who have such
26 responsibilities; provided, however, administrative support
27 personnel, including, but not limited to, those whose primary
28 duties and responsibilities are in accounting, purchasing,
29 legal, and personnel, shall not be included;



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30 (b) The member must be employed as a firefighter and be
31 certified, or required to be certified, in compliance with s.
32 633.35 and be employed solely within the fire department of a
33 local government employer or an agency of state government with
34 firefighting responsibilities. In addition, the member's duties
35 and responsibilities must include on-the-scene fighting of
36 fires, fire prevention, or firefighter training; direct
37 supervision of firefighting units, fire prevention, or
38 firefighter training; or aerial firefighting surveillance
39 performed by fixed-wing aircraft pilots employed by the Division
40 of Forestry of the Department of Agriculture and Consumer
41 Services; or the member must be the supervisor or command
42 officer of a member or members who have such responsibilities;
43 provided, however, administrative support personnel, including,
44 but not limited to, those whose primary duties and
45 responsibilities are in accounting, purchasing, legal, and
46 personnel, shall not be included and further provided that all
47 periods of creditable service in fire prevention or firefighter
48 training, or as the supervisor or command officer of a member or
49 members who have such responsibilities, and for which the
50 employer paid the special risk contribution rate, shall be
51 included;

52 (c) The member must be employed as a correctional officer
53 and be certified, or required to be certified, in compliance
54 with s. 943.1395. In addition, the member's primary duties and
55 responsibilities must be the custody, and physical restraint
56 when necessary, of prisoners or inmates within a prison, jail,
57 or other criminal detention facility, or while on work detail
58 outside the facility, or while being transported; or the member
59 must be the supervisor or command officer of a member or members



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60 who have such responsibilities; provided, however,
61 administrative support personnel, including, but not limited to,
62 those whose primary duties and responsibilities are in
63 accounting, purchasing, legal, and personnel, shall not be
64 included; however, wardens and assistant wardens, as defined by
65 rule, shall participate in the Special Risk Class;

66 (d) The member must be employed by a licensed Advance Life
67 Support (ALS) or Basic Life Support (BLS) employer as an
68 emergency medical technician or a paramedic and be certified in
69 compliance with s. 401.27. In addition, the member's primary
70 duties and responsibilities must include on-the-scene emergency
71 medical care or direct supervision of emergency medical
72 technicians or paramedics, or the member must be the supervisor
73 or command officer of one or more members who have such
74 responsibility. However, administrative support personnel,
75 including, but not limited to, those whose primary
76 responsibilities are in accounting, purchasing, legal, and
77 personnel, shall not be included;

78 (e) The member must be employed as a community-based
79 correctional probation officer and be certified, or required to
80 be certified, in compliance with s. 943.1395. In addition, the
81 member's primary duties and responsibilities must be the
82 supervised custody, surveillance, control, investigation, and
83 counseling of assigned inmates, probationers, parolees, or
84 community controllees within the community; or the member must
85 be the supervisor of a member or members who have such
86 responsibilities. Administrative support personnel, including,
87 but not limited to, those whose primary duties and
88 responsibilities are in accounting, purchasing, legal services,
89 and personnel management, shall not be included; however,



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90 probation and parole circuit and deputy circuit administrators
 91 shall participate in the Special Risk Class; or

92 (f) The member must be employed in one of the following
 93 classes and must spend at least 75 percent of his or her time
 94 performing duties which involve contact with patients or inmates
 95 in a correctional or forensic facility or institution:

- 96 1. Dietitian (class codes 5203 and 5204).
- 97 2. Public health nutrition consultant (class code 5224).
- 98 3. Psychological specialist (class codes 5230 and 5231).
- 99 4. Psychologist (class code 5234).
- 100 5. Senior psychologist (class codes 5237 and 5238).
- 101 6. Regional mental health consultant (class code 5240).
- 102 7. Psychological Services Director--DCF (class code 5242).
- 103 8. Pharmacist (class codes 5245 and 5246).
- 104 9. Senior pharmacist (class codes 5248 and 5249).
- 105 10. Dentist (class code 5266).
- 106 11. Senior dentist (class code 5269).
- 107 12. Registered nurse (class codes 5290 and 5291).
- 108 13. Senior registered nurse (class codes 5292 and 5293).
- 109 14. Registered nurse specialist (class codes 5294 and
 110 5295).
- 111 15. Clinical associate (class codes 5298 and 5299).
- 112 16. Advanced registered nurse practitioner (class codes
 113 5297 and 5300).
- 114 17. Advanced registered nurse practitioner specialist
 115 (class codes 5304 and 5305).
- 116 18. Registered nurse supervisor (class codes 5306 and
 117 5307).
- 118 19. Senior registered nurse supervisor (class codes 5308
 119 and 5309).



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- 120 20. Registered nursing consultant (class codes 5312 and
- 121 5313).
- 122 21. Quality management program supervisor (class code
- 123 5314).
- 124 22. Executive nursing director (class codes 5320 and
- 125 5321).
- 126 23. Speech and hearing therapist (class code 5406). ~~or~~
- 127 24. Pharmacy manager (class code 5251).
- 128 25. Unit treatment and rehabilitation specialist F/C (class
- 129 code 5791).
- 130 26. Unit treatment and rehabilitation specialist (class
- 131 code 5776).
- 132 27. Licensed practical nurse (class code 5599).
- 133 28. Behavioral program associate-F/C (class code 5762).
- 134 29. Behavioral program specialist-F/C (class code 5763).
- 135 30. Chaplain-F/C (class code 5819).
- 136 31. Classroom teacher I-F/C (class code 4146).
- 137 32. Classroom teacher II-F/C (class code 4147).
- 138 33. Dental assistant-F/C (class code 5633).
- 139 34. Dental hygienist-F/C (class code 5642).
- 140 35. Human service counselor II-F/C (class code 5937).
- 141 36. Human service counselor III-F/C (class code 5941).
- 142 37. Human service worker I-F/C (class code 5781).
- 143 38. Human service worker I (class code 5706).
- 144 39. Human service worker II (class code 5709).
- 145 40. Human service worker II-F/C (class code 5784).
- 146 41. Institutional counselor F/C (class code 5932).
- 147 42. Librarian F/C (class code 4316).
- 148 43. Librarian specialist F/C (class code 4319).
- 149 44. Mental health program analyst F/C (class code 5880).



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- 150 45. Rehabilitation therapist F/C (class code 5563).
- 151 46. Rehabilitation therapist (class code 5562).
- 152 47. Teacher aide F/C (class code 4133).
- 153 48. Teacher aide (class code 4142).
- 154 49. Therapy aide II-F/C (class code 5558).
- 155 50. Vocational instructor II-F/C (class code 1313).
- 156 51. Vocational instructor III-F/C (class code 1315).
- 157 52. Senior licensed practical nurse-F/C (class code 5597).
- 158 53. Medical technologist I-F/C (class code 5601).
- 159 54. Medical technologist II-F/C (class code 5604).
- 160 55. Senior physician (class code 5281).
- 161 56. Physician (class code 5278).
- 162 (g) The member must be employed by the Department of
- 163 Children and Family Services in one of the following classes and
- 164 must spend as least 75 percent of his or her time performing
- 165 duties which involve contact with patients or inmates in a
- 166 forensic facility or institution:
- 167 1. Unit treatment and rehabilitation senior supervisor I-
- 168 F/C (class code 5793).
- 169 2. Unit treatment and rehabilitation senior supervisor II-
- 170 F/C (class code 5796).
- 171 3. Unit treatment and rehabilitation supervisor I-F/C
- 172 (class code 5786).
- 173 4. Unit treatment and rehabilitation senior supervisor I
- 174 (class code 5777).
- 175 5. Unit treatment and rehabilitation senior supervisor II
- 176 (class code 5778).
- 177 6. Unit treatment and rehabilitation supervisor III (class
- 178 code 5780).
- 179 7. Unit treatment and rehabilitation senior supervisor III-



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180 F/C (class code 5799).

181 8. Unit treatment and rehabilitation supervisor I (class
182 code 5710).

183 9. Physician F/C (class code 5728); or

184 (h)(g) The member must be employed as a youth custody
185 officer and be certified, or required to be certified, in
186 compliance with s. 943.1395. In addition, the member's primary
187 duties and responsibilities must be the supervised custody,
188 surveillance, control, investigation, apprehension, arrest, and
189 counseling of assigned juveniles within the community.

190 Section 2. This act shall take effect July 1, 2003.