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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 membership in the Special
 4 Risk Class for persons employed as nurses in county
 5 correctional facilities; providing an effective date.
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7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Subsection (2) of section 121.0515, Florida
 10 Statutes, is amended to read:

11 121.0515 Special risk membership.--

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

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

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

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

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58 must be the supervisor or command officer of a member or members
59 who have such responsibilities; provided, however,
60 administrative support personnel, including, but not limited to,
61 those whose primary duties and responsibilities are in
62 accounting, purchasing, legal, and personnel, shall not be
63 included; however, wardens and assistant wardens, as defined by
64 rule, shall participate in the Special Risk Class;

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

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

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87 responsibilities are in accounting, purchasing, legal services,
 88 and personnel management, shall not be included; however,
 89 probation and parole circuit and deputy circuit administrators
 90 shall participate in the Special Risk Class; ~~or~~

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

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

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- 115 18. Registered nurse supervisor (class codes 5306 and
 116 5307).
- 117 19. Senior registered nurse supervisor (class codes 5308
 118 and 5309).
- 119 20. Registered nursing consultant (class codes 5312 and
 120 5313).
- 121 21. Quality management program supervisor (class code
 122 5314).
- 123 22. Executive nursing director (class codes 5320 and
 124 5321).
- 125 23. Speech and hearing therapist (class code 5406).~~;~~~~or~~
 126 24. Pharmacy manager (class code 5251).~~;~~~~or~~
- 127 (g) The member must be employed as a youth custody officer
 128 and be certified, or required to be certified, in compliance
 129 with s. 943.1395. In addition, the member's primary duties and
 130 responsibilities must be the supervised custody, surveillance,
 131 control, investigation, apprehension, arrest, and counseling of
 132 assigned juveniles within the community; or
- 133 (h) The member must be employed as a nurse whose duties
 134 involve contact with inmates in a county correctional facility.
- 135 Section 2. This act shall take effect October 1, 2004.