

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Brummer offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 41-42, insert:

5 Section 2. Paragraph (b) of subsection (4) of section
6 121.091, Florida Statutes, is amended to read:

7 121.091 Benefits payable under the system.--Benefits may
8 not be paid under this section unless the member has terminated
9 employment as provided in s. 121.021(39) (a) or begun
10 participation in the Deferred Retirement Option Program as
11 provided in subsection (13), and a proper application has been
12 filed in the manner prescribed by the department. The department
13 may cancel an application for retirement benefits when the
14 member or beneficiary fails to timely provide the information
15 and documents required by this chapter and the department's
16 rules. The department shall adopt rules establishing procedures
17 for application for retirement benefits and for the cancellation

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18 of such application when the required information or documents
19 are not received.

20 (4) DISABILITY RETIREMENT BENEFIT.--

21 (b) Total and permanent disability.--

22 1. Except as provided in subparagraph 2., a member shall
23 be considered totally and permanently disabled if, in the
24 opinion of the administrator, he or she is prevented, by reason
25 of a medically determinable physical or mental impairment, from
26 rendering useful and efficient service as an officer or
27 employee.

28 2. A member of the Special Risk Class who is a law
29 enforcement officer, firefighter, correctional officer,
30 emergency medical technician, paramedic as described in s.
31 121.021(15)(c), community-based correctional probation officer
32 as described in s. 121.021(15)(d)1., or nurse as described in s.
33 121.0515(2)(f), shall be considered shall be considered totally
34 and permanently disabled in the line of duty if he or she is
35 prevented, by reason of a medically determinable physical or
36 mental impairment caused by a job-related injury, from
37 performing useful and efficient service in the position held,
38 unless the administrator can provide competent medical evidence
39 to the contrary.

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41 ===== T I T L E A M E N D M E N T =====

42 Remove line 12 and insert:

43 member; amending s. 121.091, F.S.; revising provisions

44 relating to benefits payable for total and permanent

45 disability for certain Special Risk Class members of the

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46 Florida Retirement System who are injured in the line of
47 duty; increasing a contribution rate for certain benefit