

1 A bill to be entitled
 2 An act relating to the Florida Retirement System; amending
 3 ss. 121.021 and 121.0515, F.S.; providing membership in
 4 the Special Risk Class of the system for persons employed
 5 full time as ocean water rescue lifeguards who meet other
 6 specified qualifications; providing an effective date.

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

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 10 Section 1. Paragraph (f) is added to subsection (15) of
 11 section 121.021, Florida Statutes, to read:

12 121.021 Definitions.--The following words and phrases as
 13 used in this chapter have the respective meanings set forth
 14 unless a different meaning is plainly required by the context:

15 (15)

16 (f) Effective October 1, 2006, the term "special risk
 17 member" includes any person who works full time as an ocean
 18 water rescue lifeguard and who works directly under the
 19 supervision of a fire rescue department, is supervised by a
 20 medical director, and is certified in compliance with s. 401.27
 21 as an emergency medical technician or paramedic.

22 Section 2. Subsection (2) of section 121.0515, Florida
 23 Statutes, is amended to read:

24 121.0515 Special risk membership.--

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

27 (a) The member must be employed as a law enforcement
 28 officer and be certified, or required to be certified, in

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29 compliance with s. 943.1395; however, sheriffs and elected
30 police chiefs shall be excluded from meeting the certification
31 requirements of this paragraph. In addition, the member's duties
32 and responsibilities must include the pursuit, apprehension, and
33 arrest of law violators or suspected law violators; or the
34 member must be an active member of a bomb disposal unit whose
35 primary responsibility is the location, handling, and disposal
36 of explosive devices; or the member must be the supervisor or
37 command officer of a member or members who have such
38 responsibilities; provided, however, administrative support
39 personnel, including, but not limited to, those whose primary
40 duties and responsibilities are in accounting, purchasing,
41 legal, and personnel, shall not be included;

42 (b) The member must be employed as a firefighter and be
43 certified, or required to be certified, in compliance with s.
44 633.35 and be employed solely within the fire department of a
45 local government employer or an agency of state government with
46 firefighting responsibilities. In addition, the member's duties
47 and responsibilities must include on-the-scene fighting of
48 fires, fire prevention, or firefighter training; direct
49 supervision of firefighting units, fire prevention, or
50 firefighter training; or aerial firefighting surveillance
51 performed by fixed-wing aircraft pilots employed by the Division
52 of Forestry of the Department of Agriculture and Consumer
53 Services; or the member must be the supervisor or command
54 officer of a member or members who have such responsibilities;
55 provided, however, administrative support personnel, including,
56 but not limited to, those whose primary duties and

57 | responsibilities are in accounting, purchasing, legal, and
58 | personnel, shall not be included and further provided that all
59 | periods of creditable service in fire prevention or firefighter
60 | training, or as the supervisor or command officer of a member or
61 | members who have such responsibilities, and for which the
62 | employer paid the special risk contribution rate, shall be
63 | included;

64 | (c) The member must be employed as a correctional officer
65 | and be certified, or required to be certified, in compliance
66 | with s. 943.1395. In addition, the member's primary duties and
67 | responsibilities must be the custody, and physical restraint
68 | when necessary, of prisoners or inmates within a prison, jail,
69 | or other criminal detention facility, or while on work detail
70 | outside the facility, or while being transported; or the member
71 | must be the supervisor or command officer of a member or members
72 | who have such responsibilities; provided, however,
73 | administrative support personnel, including, but not limited to,
74 | those whose primary duties and responsibilities are in
75 | accounting, purchasing, legal, and personnel, shall not be
76 | included; however, wardens and assistant wardens, as defined by
77 | rule, shall participate in the Special Risk Class;

78 | (d) 1.a. The member must be employed by a licensed Advance
79 | Life Support (ALS) or Basic Life Support (BLS) employer as an
80 | emergency medical technician or a paramedic and be certified in
81 | compliance with s. 401.27. In addition, the member's primary
82 | duties and responsibilities must include on-the-scene emergency
83 | medical care or direct supervision of emergency medical
84 | technicians or paramedics, or the member must be the supervisor

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85 or command officer of one or more members who have such
86 responsibility.

87 b. The member must work directly under the supervision of
88 a fire rescue department, be supervised by a medical director,
89 be certified in compliance with s. 401.27 as an emergency
90 medical technician or paramedic, and work full time as an ocean
91 water rescue lifeguard.

92 2. However, administrative support personnel, including,
93 but not limited to, those whose primary responsibilities are in
94 accounting, purchasing, legal, and personnel, shall not be
95 included;

96 (e) The member must be employed as a community-based
97 correctional probation officer and be certified, or required to
98 be certified, in compliance with s. 943.1395. In addition, the
99 member's primary duties and responsibilities must be the
100 supervised custody, surveillance, control, investigation, and
101 counseling of assigned inmates, probationers, parolees, or
102 community controllees within the community; or the member must
103 be the supervisor of a member or members who have such
104 responsibilities. Administrative support personnel, including,
105 but not limited to, those whose primary duties and
106 responsibilities are in accounting, purchasing, legal services,
107 and personnel management, shall not be included; however,
108 probation and parole circuit and deputy circuit administrators
109 shall participate in the Special Risk Class;

110 (f) The member must be employed in one of the following
111 classes and must spend at least 75 percent of his or her time
112 performing duties which involve contact with patients or inmates

- 113 | in a correctional or forensic facility or institution:
- 114 | 1. Dietitian (class codes 5203 and 5204);
- 115 | 2. Public health nutrition consultant (class code 5224);
- 116 | 3. Psychological specialist (class codes 5230 and 5231);
- 117 | 4. Psychologist (class code 5234);
- 118 | 5. Senior psychologist (class codes 5237 and 5238);
- 119 | 6. Regional mental health consultant (class code 5240);
- 120 | 7. Psychological Services Director--DCF (class code 5242);
- 121 | 8. Pharmacist (class codes 5245 and 5246);
- 122 | 9. Senior pharmacist (class codes 5248 and 5249);
- 123 | 10. Dentist (class code 5266);
- 124 | 11. Senior dentist (class code 5269);
- 125 | 12. Registered nurse (class codes 5290 and 5291);
- 126 | 13. Senior registered nurse (class codes 5292 and 5293);
- 127 | 14. Registered nurse specialist (class codes 5294 and
- 128 | 5295);
- 129 | 15. Clinical associate (class codes 5298 and 5299);
- 130 | 16. Advanced registered nurse practitioner (class codes
- 131 | 5297 and 5300);
- 132 | 17. Advanced registered nurse practitioner specialist
- 133 | (class codes 5304 and 5305);
- 134 | 18. Registered nurse supervisor (class codes 5306 and
- 135 | 5307);
- 136 | 19. Senior registered nurse supervisor (class codes 5308
- 137 | and 5309);
- 138 | 20. Registered nursing consultant (class codes 5312 and
- 139 | 5313);
- 140 | 21. Quality management program supervisor (class code

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141 5314);

142 22. Executive nursing director (class codes 5320 and

143 5321);

144 23. Speech and hearing therapist (class code 5406); or

145 24. Pharmacy manager (class code 5251);

146 (g) The member must be employed as a youth custody officer

147 and be certified, or required to be certified, in compliance

148 with s. 943.1395. In addition, the member's primary duties and

149 responsibilities must be the supervised custody, surveillance,

150 control, investigation, apprehension, arrest, and counseling of

151 assigned juveniles within the community; or

152 (h) The member must be employed by a law enforcement

153 agency or medical examiner's office in a forensic discipline

154 recognized by the International Association for Identification

155 and must qualify for active membership in the International

156 Association for Identification. The member's primary duties and

157 responsibilities must include the collection, examination,

158 preservation, documentation, preparation, or analysis of

159 physical evidence or testimony, or both, or the member must be

160 the direct supervisor, quality management supervisor, or command

161 officer of one or more individuals with such responsibility.

162 Administrative support personnel, including, but not limited to,

163 those whose primary responsibilities are clerical or in

164 accounting, purchasing, legal, and personnel, shall not be

165 included.

166 Section 3. This act shall take effect October 1, 2006.