27-343-07

1	A bill to be entitled
2	An act relating to the Florida Retirement
3	System; amending s. 121.111, F.S.; authorizing
4	additional persons to purchase credit for prior
5	military wartime service; providing an
6	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. Subsection (2) of section 121.111, Florida
11	Statutes, is amended to read:
12	121.111 Credit for military service
13	(2)(a) Any member whose initial date of employment is
14	before January 1, 1987, who has military service as defined in
15	s. $121.021(20)(b)_{7}$ and who does not claim such service under
16	subsection (1) may receive creditable service for such
17	military service if:
18	1.(a) The member is vested;
19	2.(b) Creditable service, not to exceed a total of 4
20	years, is claimed only as service earned in the Regular Class
21	of membership; and
22	3.(c) The member pays into the proper retirement trust
23	fund 4 percent of gross salary, based upon his or her first
24	year of salary subsequent to July 1, 1945, that he or she has
25	credit for under this system, plus 4 percent interest thereon
26	compounded annually from the date of first creditable service
27	under this chapter until July 1, 1975, and 6.5 percent
28	interest compounded annually thereafter, until payment is made
29	to the proper retirement trust fund.
30	$\frac{(b)(d)}{d}$ The member may not receive credit for any
31	wartime military service if the member also receives credit

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for such service under any federal, state, or local retirement or pension system where "length of service" is a factor in determining the amount of compensation received. However, credit for wartime military service may be received where the member also receives credit under a pension system providing retired pay for nonregular service in the Armed Forces of the United States in accordance with 10 U.S.C. ss. 1331 et seq., as follows:

- 1. Any person whose retirement date under the Florida Retirement System is prior to July 1, 1985, may claim such service at any time, as provided in this subsection, upon payment of contributions and interest as provided in paragraph (c), with interest computed to the retired member's retirement date. The benefit shall be recalculated and increased to include the additional service credit granted for such wartime military service, and a lump-sum payment shall be made to the retiree for the amount owed due to the additional service credit, retroactive to the date of retirement.
- 2. Any person whose retirement date is on or after July 1, 1985, must claim such service and pay the required contributions, as provided in paragraph(a)3.(c), prior to the commencement of his or her retirement benefits, as provided in this subsection.

(c)(e) Any member claiming credit under this subsection must certify on the form prescribed by the department that credit for such service has not and will not be claimed for retirement purposes under any other federal, state, or local retirement or pension system where "length of service" is a factor in determining the amount of compensation received, except where credit for such service has been granted in a pension system providing retired pay for

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nonregular service as provided in paragraph(b) $\frac{d}{d}$ . If the 2 member dies prior to retirement, the member's beneficiary must make the required certification before credit may be claimed. 3 4 If such certification is not made by the member or the member's beneficiary, credit for wartime military service 5 shall not be allowed. 7 (d)(f) Service credit awarded for wartime military 8 service shall be the total number of years, months, and days from and including the date of entry into active duty through 9 10 the date of discharge from active duty, up to a maximum of 4 years. If the military service includes a partial year, it 11 12 shall be stated as a fraction of a year. Creditable military 13 service shall be calculated in accordance with rule 60S-2.005(2)(j), Florida Administrative Code. 14 Section 2. This act shall take effect July 1, 2007. 15 16 17 SENATE SUMMARY 18 Authorizes a member of the Florida Retirement System to 19 purchase credit for prior military wartime service regardless of when the member initially began his or her 2.0 employment. 21 22 23 2.4 2.5 26 27 28 29 30