



382390

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/16/2009	.	
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The Committee on Governmental Oversight and Accountability
(Dean) recommended the following:

Senate Amendment (with title amendment)

Between lines 305 and 306
insert:

Section 3. Paragraph (f) of subsection (2) and paragraph
(e) of subsection (3) of section 121.052, Florida Statutes, are
amended to read:

121.052 Membership class of elected officers.—

(2) MEMBERSHIP.—The following holders of elective office,
hereinafter referred to as "elected officers," whether assuming
elective office by election, reelection, or appointment, are



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12 members of the Elected Officers' Class, except as provided in
13 subsection (3):

14 (f)1. Any elected officer of a municipality or special
15 district on or after July 1, 1997, through December 31, 2009, as
16 provided in paragraph (3) (e).

17 2. Any elected officer of a municipality or special
18 district on or after January 1, 2010, when the governing body of
19 a municipality or special district, at the time it joins the
20 Florida Retirement System for its elected officers, elects by
21 majority vote to designate all its elected positions for
22 inclusion in the Elected Officers' Class.

23 (3) PARTICIPATION AND WITHDRAWAL, GENERALLY.—Effective July
24 1, 1990, participation in the Elected Officers' Class shall be
25 compulsory for elected officers listed in paragraphs (2) (a)-(d)
26 and (f) assuming office on or after said date, unless the
27 elected officer elects membership in another class or withdraws
28 from the Florida Retirement System as provided in paragraphs
29 (3) (a)-(d):

30 (e)1. Effective July 1, 1997, the governing body of a
31 municipality or special district may, by majority vote, elect to
32 designate all its elected positions for inclusion in the Elected
33 Officers' Class. Such election must be made between July 1,
34 1997, and December 31, 1997, and shall be irrevocable. The
35 designation of such positions shall be effective the first day
36 of the month following receipt by the department of the
37 ordinance or resolution passed by the governing body.

38 2. Effective July 1, 2001, the governing body of a
39 municipality or special district may, by majority vote, elect to
40 designate all its elected positions for inclusion in the Elected



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41 Officers' Class. Such election must ~~shall~~ be made between July
42 1, 2001, and December 31, 2001, and shall be irrevocable. The
43 designation of such positions shall be effective the first day
44 of the month following receipt by the department of the
45 ordinance or resolution passed by the governing body.

46 3. Effective July 1, 2009, the governing body of a
47 municipality or special district may, by majority vote, elect to
48 designate all its elected positions for inclusion in the Elected
49 Officers' Class. Such election must be made between July 1,
50 2009, and December 31, 2009, and shall be irrevocable. The
51 designation of such positions shall be effective the first day
52 of the month following receipt by the department of the
53 ordinance or resolution passed by the governing body.

54
55 ===== T I T L E A M E N D M E N T =====

56 And the title is amended as follows:

57 Delete line 7

58 and insert:

59 is considered a retiree; amending s. 121.052, F.S.;

60 designating certain elected officers of a municipality

61 or special district as members of the Elected

62 Officers' Class; limiting membership in the Elected

63 Officers' Class for certain elected officers of a

64 municipality or special district to those designated

65 for inclusion during a specified period; authorizing

66 the governing body of a municipality or special

67 district, as of specified dates, to designate all its

68 elected positions for inclusion in the Elected

69 Officers' Class; requiring that such election be made



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during specified periods; providing that such election
is irrevocable; amending s. 121.053, F.S.;