

ENROLLED  
 HB 1249

2010 Legislature

1                                   A bill to be entitled  
 2           An act relating to the Lee County Sheriff's Office;  
 3           amending chapter 74-522, Laws of Florida, as amended;  
 4           providing that the sheriff has the burden of proving just  
 5           cause in an appeal of disciplinary action; providing that  
 6           certain retirement health insurance benefits shall not be  
 7           available to employees commencing employment after a  
 8           specified date; providing an effective date.

9  
 10   Be It Enacted by the Legislature of the State of Florida:

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 12           Section 1. Subsection (2) of section 13 and subsections  
 13           (5) and (6) of section 15 of chapter 74-522, Laws of Florida, as  
 14           amended by chapters 2007-320 and 2008-276, Laws of Florida, are  
 15           amended to read:

16           Section 13. Discipline; suspensions; dismissal; appeals.-

17           (2) At the hearing, the sheriff ~~employee~~ has the burden of  
 18           proving ~~that the Sheriff lacked~~ just cause supported by  
 19           competent and substantial evidence for the disciplinary action  
 20           under appeal.

21           Section 15. Funding of civil service board and retirement  
 22           health insurance benefits.-

23           (5) Retirement health insurance benefits for employees  
 24           with 15 or more years of service; employer premium payments.-  
 25           Effective October 1, 1986, and thereafter, it is the duty of the  
 26           Sheriff of Lee County to provide annually in his or her budget a  
 27           sufficient sum of money to pay a portion of the cost of the  
 28           health and hospitalization insurance premiums for employees of

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29 | the Lee County Sheriff's Office who retire after having  
30 | accumulated at least 15 or more years of full-time, active  
31 | service with the office. Employer premiums payable under this  
32 | provision are limited to major medical and hospitalization  
33 | insurance and do not include premiums for dental or vision  
34 | insurance. Retirees may purchase, at their expense, individual  
35 | or family group dental insurance or vision insurance, or both.  
36 | The benefits payable under this subsection shall not be  
37 | available to any individual commencing employment with the Lee  
38 | County Sheriff's Office on or after October 1, 2010.

39 |       (6) Benefits payable under subsection (5).—Benefits  
40 | payable under subsection (5) are only available to employees  
41 | commencing employment on or after October 1, 1986, and prior to  
42 | October 1, 2010, who retire from the Florida Retirement System  
43 | and terminate employment after 15 or more years of service with  
44 | the Lee County Sheriff's Office. A member of the Florida  
45 | Retirement System employed prior to October 1, 2009, who has  
46 | been a full-time member of the Lee County Sheriff's Office for  
47 | the 10 years immediately preceding his or her retirement may  
48 | claim up to 5 years of previous service with another Florida  
49 | Retirement System employer subject to verification by the  
50 | Division of Retirement of the Department of Management Services  
51 | to meet the 15-year requirement as provided for in subsection  
52 | (5). Persons hired by the Lee County Sheriff's Office on or  
53 | after October 1, 2009, are not eligible to claim additional  
54 | years of service from previous Florida Retirement System  
55 | employers to qualify for employer-paid health and

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56 | hospitalization insurance benefits as provided for in subsection  
57 | (5).

58 |       Section 2. This act shall take effect upon becoming a law.