

1                   A bill to be entitled  
 2           An act relating to retirement; amending s. 121.0515, F.S.;  
 3           authorizing certain employees to purchase the retirement  
 4           credit for past service at a 3-percent Special Risk Class  
 5           accrual value; providing requirements for calculating the  
 6           first 2 percent of a member's average monthly compensation  
 7           for purposes of purchasing past service credit; providing  
 8           requirements for purchasing past service credit in excess  
 9           of 2 percent but not to exceed 3 percent of the member's  
 10          average monthly compensation; providing requirements for  
 11          calculating the contribution amount; requiring the  
 12          contribution for past service credit to be paid  
 13          immediately upon notification by the Division of  
 14          Retirement; providing that past service credit may be  
 15          purchased by the member or by the employer on behalf of  
 16          the member; providing a declaration of important state  
 17          interest; providing an effective date.

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

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 21           Section 1. Subsection (5) of section 121.0515, Florida  
 22           Statutes, is amended to read:  
 23           121.0515 Special risk membership.--  
 24           (5) CREDIT FOR PAST SERVICE.--A special risk member may  
 25           purchase retirement credit in the Special Risk Class based upon  
 26           past service, and may upgrade retirement credit for such past  
 27           service, to the extent of 3 ~~2~~ percent of the member's average

28 monthly compensation as specified in s. 121.091(1)(a) for such  
29 service as follows:

30 (a) The member may purchase special risk credit for past  
31 service with a city or special district which has elected to  
32 join the Florida Retirement System, or with a participating  
33 agency to which a member's governmental unit was transferred,  
34 merged, or consolidated as provided in s. 121.081(1)(f), if the  
35 member was employed with the city or special district at the  
36 time it commenced participating in the Florida Retirement System  
37 or with the governmental unit at the time of its transfer,  
38 merger, or consolidation with the participating agency. The  
39 service must satisfy the criteria set forth in subsection (2)  
40 for special risk membership as a law enforcement officer, a  
41 firefighter, a ~~or~~ correctional officer, or an emergency medical  
42 technician or paramedic whose employer was a licensed advanced  
43 life support or basic life support provider; however, no  
44 certificate or waiver of certificate of compliance with s.  
45 943.1395 or s. 633.35 shall be required for such service.

46 (b) Contributions for upgrading the first 2 percent of the  
47 member's average monthly compensation for the additional special  
48 risk credit pursuant to this subsection shall be equal to the  
49 difference in the contributions paid and the special risk  
50 percentage rate of gross salary in effect at the time of  
51 purchase for the period being claimed, plus interest thereon at  
52 the rate of 4 percent a year compounded annually from the date  
53 of such service until July 1, 1975, and 6.5 percent a year  
54 thereafter until the date of payment. This past service may be

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55 purchased by the member or by the employer on behalf of the  
56 member.

57 (c) Contributions for upgrading additional special risk  
58 credit in excess of 2 percent but not to exceed 3 percent of the  
59 member's average monthly compensation shall be an amount  
60 representing the actuarial accrued liability for the difference  
61 in accrual value during the period of service for which credit  
62 is being purchased. Contributions shall be calculated by an  
63 actuary designated by the department using the discount rate and  
64 other relevant actuarial assumptions that were used to value the  
65 Florida Retirement System defined benefit plan liabilities in  
66 the most recent actuarial valuation. The contribution for  
67 service credit being purchased must be paid by the member or by  
68 the employer on behalf of the member immediately upon  
69 notification by the division.

70 Section 2. The Legislature finds that a proper and  
71 legitimate state purpose is served when employees and retirees  
72 of the state and of its political subdivisions, and the  
73 dependents, survivors, and beneficiaries of such employees and  
74 retirees, are extended the basic protections afforded by  
75 governmental retirement systems that provide fair and adequate  
76 benefits and that are managed, administered, and funded in an  
77 actuarially sound manner as required by s. 14, Art. X of the  
78 State Constitution and part VII of chapter 112, Florida  
79 Statutes. Therefore, the Legislature determines and declares  
80 that the provisions of this act fulfill an important state  
81 interest.

82 Section 3. This act shall take effect July 1, 2010.