



285682

LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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04/06/2011 05:54 PM

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Senators Ring, Margolis, Rich, Braynon, Sobel, Smith, Siplin, Joyner, Montford, and Hill moved the following:

Senate Amendment

Delete lines 459 - 509
and insert:

4. Up to 300 hours of overtime payments paid from a salary fund.

(c)(b) Under no circumstances shall Compensation for a member participating in the pension plan ~~defined benefit retirement program~~ or the investment plan ~~Public Employee Optional Retirement Program~~ of the Florida Retirement System may not include:

1. Fees paid professional persons for special or particular



285682

13 services or ~~include~~ salary payments made from a faculty practice
14 plan authorized by the Board of Governors of the State
15 University System for eligible clinical faculty at a college in
16 a state university that has a faculty practice plan; or

17 2. Any bonuses or other payments prohibited from inclusion
18 in the member's average final compensation ~~and defined in~~
19 ~~subsection (47)~~.

20 (24) "Average final compensation" means the average of the
21 5 highest fiscal years of compensation for creditable service
22 prior to retirement, termination, or death. For in-line-of-duty
23 disability benefits, if less than 5 years of creditable service
24 have been completed, the term ~~"average final compensation"~~ means
25 the average annual compensation of the total number of years of
26 creditable service. Each year used to calculate the ~~in the~~
27 ~~calculation of~~ average final compensation commences ~~shall~~
28 ~~commence~~ on July 1.

29 (a) Before July 1, 2011:

30 1. The average final compensation includes ~~shall include:~~

31 a.1. ~~Accumulated annual leave payments, not to exceed 500~~
32 hours; and

33 b.2. ~~All payments defined as compensation under this~~
34 section in subsection (22).

35 2.(b) ~~The average final compensation~~ does ~~shall~~ not
36 include:

37 a.1. ~~Compensation paid to professional persons for special~~
38 or particular services;

39 b.2. ~~Payments for accumulated sick leave made due to~~
40 retirement or termination;

41 c.3. ~~Payments for accumulated annual leave in excess of 500~~



285682

42 hours;

43 ~~d.4. Bonuses as defined in subsection (47);~~

44 ~~e.5. Third-party~~ Third party payments made on and after
45 July 1, 1990; or

46 ~~f.6. Fringe benefits, such as (for example, automobile~~
47 allowances or housing allowances).

48 (b) On or after July 1, 2011:

49 1. The average final compensation includes all payments
50 defined as compensation under this section.

51 2. The average final compensation does not include:

52 a. Compensation paid to professional persons for special or
53 particular services;

54 b. Payments for accumulated sick leave made due to
55 retirement or termination;

56 c. Payments for accumulated annual leave;

57 d. Payments for overtime exceeding 300 hours paid from a
58 salary fund;