

Amendment No.

CHAMBER ACTION

Senate

House

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Representative DiCeglie offered the following:

**Amendment**

Remove lines 246-285 and insert:

Section 4. Subsection (4) of section 121.052, Florida Statutes, is amended to read:

121.052 Membership class of elected officers.—

(4) PARTICIPATION BY ELECTED OFFICERS SERVING A SHORTENED TERM DUE TO APPORTIONMENT, FEDERAL INTERVENTION, ETC.—

(a) A duly elected officer whose term of office was shortened by legislative or judicial apportionment pursuant to s. 16, Art. III of the State Constitution may, after the term of office to which he or she was elected is completed, pay into the

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14 Florida Retirement System Trust Fund the amount of contributions  
15 that would have been made by the officer or the officer's  
16 employer on his or her behalf, plus 4 percent interest  
17 compounded annually from the date he or she left office until  
18 July 1, 1975, and 6.5 percent interest compounded annually  
19 thereafter, and may receive service credit for the length of  
20 time the officer would have served if such term had not been  
21 shortened by apportionment.

22 (b) Any duly elected officer whose term of office was  
23 shortened because the election at which he or she was elected  
24 was delayed as a result of federal intervention under the  
25 federal Voting Rights Act may, after the term of office to which  
26 he or she was elected is completed, pay into the System Trust  
27 Fund the amount of contributions that would have been made by  
28 the employee or by the employer on his or her behalf for the  
29 period of time the assumption of office was delayed, plus 4  
30 percent interest compounded annually from the date he or she  
31 assumed office until July 1, 1975, and 6.5 percent interest  
32 compounded annually thereafter, and may receive service credit  
33 for the length of time he or she would have served if such term  
34 had not been shortened by delay of the election.

35 (c) For the purpose of this chapter, "creditable service"  
36 includes the period from November 1972 to January 1973 which  
37 would have been served by an elected county officer but for the  
38 enactment of chapter 67-510, Laws of Florida, if the inclusion

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39 of such period would provide any person affected with sufficient  
40 creditable service to qualify for retirement benefits pursuant  
41 to this chapter.

42 (d)1. Any justice or judge, or any retired justice or  
43 judge who retired before July 1, 1993, who ~~has~~ attained the age  
44 of 70 years before July 1, 2019, and who was ~~is~~ prevented under  
45 s. 8, Art. V of the State Constitution from completing his or  
46 her term of office because of age may elect to purchase credit  
47 for all or a portion of the months he or she would have served  
48 during the remainder of the term of office; however, he or she  
49 may claim those months only after the date the service would  
50 have occurred. The justice or judge must pay into the Florida  
51 Retirement System Trust Fund the amount of contributions that  
52 would have been made by the employer on his or her behalf for  
53 the period of time being claimed, plus 6.5 percent interest  
54 thereon compounded each June 30 from the date he or she left  
55 office, in order to receive service credit in this class for the  
56 period of time being claimed. After the date the service would  
57 have occurred, and upon payment of the required contributions,  
58 the retirement benefit of a retired justice or judge shall be  
59 adjusted prospectively to include the additional creditable  
60 service; however, such adjustment may be made only once.

61 2. Any justice or judge who did ~~does~~ not seek retention or  
62 election to a subsequent term of office because he or she was  
63 ~~would be~~ prevented under s. 8, Art. V of the State Constitution

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64 from completing such term of office upon attaining the age of 70  
65 years may elect to purchase service credit for service as a  
66 temporary judge as assigned by the court if the temporary  
67 assignment immediately follows the last full term of office  
68 served and the purchase is limited to the number of months of  
69 service needed to vest retirement benefits. To receive  
70 retirement credit for such temporary service beyond termination,  
71 the justice or judge must pay into the Florida Retirement System  
72 Trust Fund the amount of contributions that would have been made  
73 by the justice or judge and the employer on his or her behalf  
74 had he or she continued in office for the period of time being  
75 claimed, plus 6.5 percent interest thereon compounded each June  
76 30 from the date he or she left office.

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