

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Fernández offered the following:

2
3 **Amendment to Amendment (935951)**

4 Remove lines 5-47 of the amendment and insert:

5 Section 1. Paragraph (h) of subsection (2) of section
6 121.0515, Florida Statutes, is redesignated as paragraph (i),
7 paragraph (j) of subsection (3) is redesignated as paragraph
8 (k), subsection (1), present paragraph (h) of subsection (2),
9 paragraph (i) of subsection (3), and paragraph (a) of subsection
10 (8) of that section are amended, and new paragraph (h) is added
11 to subsection (2) and new paragraph (j) is added to subsection
12 (3) of that section, to read:

13 121.0515 Special Risk Class.—

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14 (1) ESTABLISHMENT OF CLASS.—A separate class of membership
15 within the Florida Retirement System, to be known as the
16 "Special Risk Class," is established to recognize that persons
17 employed in certain categories of law enforcement, firefighting,
18 criminal detention, ~~and~~ emergency medical care positions, and
19 guardians pursuant to s. 1006.12 are required as one of the
20 essential functions of their positions to perform work that is
21 physically demanding or arduous, or work that requires
22 extraordinary agility and mental acuity, and that such persons,
23 because of diminishing physical and mental faculties, may find
24 that they are not able, without risk to the health and safety of
25 themselves, the public, or their coworkers, to continue
26 performing such duties and thus enjoy the full career and
27 retirement benefits enjoyed by persons employed in other
28 membership classes and that, if they find it necessary, due to
29 the physical and mental limitations of their age, to retire at
30 an earlier age and usually with less service, they will suffer
31 an economic deprivation therefrom. To address the peculiar and
32 special problems of this class of employees, a class of
33 retirement membership is established that awards more retirement
34 credit per year of service than that awarded to other employees;
35 however, nothing contained herein shall require ineligibility
36 for Special Risk Class membership upon reaching age 55.

37 (2) MEMBERSHIP.—

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38 (h) Effective July 1, 2019, "special risk member" includes
39 any member who meets the special criteria for continued
40 membership set forth in paragraph (3)(j).

41 (i)~~(h)~~ Effective August 1, 2008, "special risk member"
42 includes any member who meets the special criteria for continued
43 membership set forth in paragraph (3)(k) ~~(3)(j)~~.

44 (3) CRITERIA.—A member, to be designated as a special risk
45 member, must meet the following criteria:

46 (i) Effective July 1, 2008, the member must be employed by
47 a local government law enforcement agency or medical examiner's
48 office and must spend at least 65 percent of his or her time
49 performing duties that involve the collection, examination,
50 preservation, documentation, preparation, or analysis of human
51 tissues or fluids or physical evidence having potential
52 biological, chemical, or radiological hazard or contamination,
53 or use chemicals, processes, or materials that may have
54 carcinogenic or health-damaging properties in the analysis of
55 such evidence, or the member must be the direct supervisor of
56 one or more individuals having such responsibility. If a special
57 risk member changes to another position within the same agency,
58 he or she must submit a complete application as provided in
59 paragraph (4)(a); ~~or~~

60 (j) Effective July 1, 2019, the member must be employed by
61 a school board as a guardian pursuant to 1006.12; or

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