

By Senator Rodriguez

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A bill to be entitled
An act relating to the Senior Management Service
Class; amending s. 121.055, F.S.; authorizing the
Chief Justice of the Supreme Court to select a
specified number of managerial or policymaking
positions within the judicial branch for inclusion in
the Senior Management Service Class of the Florida
Retirement System; requiring the Executive Director
and the General Counsel of the Florida Judicial
Qualifications Commission to participate in the Senior
Management Service Class; providing an effective date.

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

Section 1. Paragraph (h) of subsection (1) of section
121.055, Florida Statutes, is amended to read:

121.055 Senior Management Service Class.—There is hereby
established a separate class of membership within the Florida
Retirement System to be known as the "Senior Management Service
Class," which shall become effective February 1, 1987.

(1)

(h) 1.a. Except as provided in subparagraph 3., effective
January 1, 1994, participation in the Senior Management Service
Class shall be compulsory for the State Courts Administrator and
the Deputy State Courts Administrators, the Clerk of the Supreme
Court, the Marshal of the Supreme Court, the Executive Director
of the Justice Administrative Commission, the capital collateral
regional counsel, the clerks of the district courts of appeals,
the marshals of the district courts of appeals, and the trial

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30 court administrator and the Chief Deputy Court Administrator in
31 each judicial circuit. Effective July 1, 2026, participation in
32 the Senior Management Service Class shall be compulsory for up
33 to an additional 235 nonjudicial managerial or policymaking
34 positions within the judicial branch, as selected by the Chief
35 Justice of the Supreme Court.

36 b. Effective July 1, 2026, participation in the Senior
37 Management Service Class shall be compulsory for the Executive
38 Director and the General Counsel of the Florida Judicial
39 Qualifications Commission.

40 c. Effective January 1, 1994, additional positions in the
41 offices of the state attorney and public defender in each
42 judicial circuit may be designated for inclusion in the Senior
43 Management Service Class of the Florida Retirement System,
44 provided that:

45 (I)~~a.~~ Positions to be included in the class shall be
46 designated by the state attorney or public defender, as
47 appropriate. Notice of intent to designate positions for
48 inclusion in the class shall be published for at least 2
49 consecutive weeks on a publicly accessible website as provided
50 in s. 50.0311 or, if published in print, once a week for 2
51 consecutive weeks in a newspaper qualified under chapter 50 in
52 the county or counties affected.

53 (II)~~b.~~ One nonelective full-time position may be designated
54 for each state attorney and public defender reporting to the
55 Department of Management Services; for agencies with 200 or more
56 regularly established positions under the state attorney or
57 public defender, additional nonelective full-time positions may
58 be designated, not to exceed 0.5 percent of the regularly

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established positions within the agency.

(III)~~e.~~ Each position added to the class must be a managerial or policymaking position filled by an employee who serves at the pleasure of the state attorney or public defender without civil service protection, and who:

(A)~~(I)~~ Heads an organizational unit; or

(B)~~(II)~~ Has responsibility to effect or recommend personnel, budget, expenditure, or policy decisions in his or her areas of responsibility.

2. Participation in this class shall be compulsory, except as provided in subparagraph 3., for any judicial employee who holds a position designated for coverage in the Senior Management Service Class, and such participation shall continue until the employee terminates employment in a covered position. Effective January 1, 2001, participation in this class is compulsory for assistant state attorneys, assistant statewide prosecutors, assistant public defenders, and assistant capital collateral regional counsel. Effective January 1, 2002, participation in this class is compulsory for assistant attorneys general.

3. In lieu of participation in the Senior Management Service Class, such members, excluding assistant state attorneys, assistant public defenders, assistant statewide prosecutors, assistant attorneys general, and assistant capital collateral regional counsel, may participate in the Senior Management Service Optional Annuity Program as established in subsection (6).

Section 2. This act shall take effect July 1, 2026.