Florida Senate - 2005

By Senator Fasano

11-374-05 1 A bill to be entitled 2 An act relating to the Florida Retirement 3 System; amending s. 121.0515, F.S.; providing membership in the Special Risk Class for 4 5 persons employed as nurses in county б correctional facilities; providing an effective 7 date. 8 Be It Enacted by the Legislature of the State of Florida: 9 10 Section 1. Subsection (2) of section 121.0515, Florida 11 12 Statutes, is amended to read: 13 121.0515 Special risk membership.--(2) CRITERIA.--A member, to be designated as a special 14 risk member, must meet the following criteria: 15 (a) The member must be employed as a law enforcement 16 17 officer and be certified, or required to be certified, in compliance with s. 943.1395; however, sheriffs and elected 18 police chiefs shall be excluded from meeting the certification 19 requirements of this paragraph. In addition, the member's 20 21 duties and responsibilities must include the pursuit, 22 apprehension, and arrest of law violators or suspected law 23 violators; or the member must be an active member of a bomb disposal unit whose primary responsibility is the location, 2.4 handling, and disposal of explosive devices; or the member 25 must be the supervisor or command officer of a member or 26 27 members who have such responsibilities; provided, however, 2.8 administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in 29 30 accounting, purchasing, legal, and personnel, shall not be 31 included;

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be certified, or required to be certified, in compliance with s. 633.35 and be employed solely within the fire department of a local government employer or an agency of state government with firefighting responsibilities. In addition, the member's duties and responsibilities must include on-the-scene fighting of fires, fire prevention, or firefighter training; direct supervision of firefighting units, fire prevention, or firefighter training; or aerial firefighting surveillance performed by fixed-wing aircraft pilots employed by the Division of Forestry of the Department of Agriculture and Consumer Services; or the member must be the supervisor or command officer of a member or members who have such responsibilities; provided, however, administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal, and personnel, shall not be included and further provided that all periods of creditable service in fire prevention or firefighter training, or as the supervisor or command officer of a member or members who have such responsibilities, and for which the employer paid the special risk contribution rate, shall be included; (c) The member must be employed as a correctional officer and be certified, or required to be certified, in compliance with s. 943.1395. In addition, the member's primary duties and responsibilities must be the custody, and physical restraint when necessary, of prisoners or inmates within a prison, jail, or other criminal detention facility, or while on work detail outside the facility, or while being transported; or the member must be the supervisor or command officer of a member or members who have such responsibilities;	1	(b) The member must be employed as a firefighter and
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	31	officer of a member or members who have such responsibilities;

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1 provided, however, administrative support personnel, 2 including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal, and 3 personnel, shall not be included; however, wardens and 4 assistant wardens, as defined by rule, shall participate in 5 6 the Special Risk Class; 7 (d) The member must be employed by a licensed Advance 8 Life Support (ALS) or Basic Life Support (BLS) employer as an 9 emergency medical technician or a paramedic and be certified 10 in compliance with s. 401.27. In addition, the member's primary duties and responsibilities must include on-the-scene 11 12 emergency medical care or direct supervision of emergency 13 medical technicians or paramedics, or the member must be the supervisor or command officer of one or more members who have 14 such responsibility. However, administrative support 15 personnel, including, but not limited to, those whose primary 16 17 responsibilities are in accounting, purchasing, legal, and 18 personnel, shall not be included; 19 (e) The member must be employed as a community-based correctional probation officer and be certified, or required 20 21 to be certified, in compliance with s. 943.1395. In addition, 22 the member's primary duties and responsibilities must be the 23 supervised custody, surveillance, control, investigation, and counseling of assigned inmates, probationers, parolees, or 2.4 community controllees within the community; or the member must 25 be the supervisor of a member or members who have such 26 27 responsibilities. Administrative support personnel, including, 2.8 but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal 29 30 services, and personnel management, shall not be included;

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however, probation and parole circuit and deputy circuit

2 administrators shall participate in the Special Risk Class; or 3 (f) The member must be employed in one of the 4 following classes and must spend at least 75 percent of his or her time performing duties which involve contact with patients 5 6 or inmates in a correctional or forensic facility or 7 institution: 1. Dietitian (class codes 5203 and 5204). 8 2. Public health nutrition consultant (class code 9 10 5224). 3. Psychological specialist (class codes 5230 and 11 12 5231). 13 4. Psychologist (class code 5234). 5. Senior psychologist (class codes 5237 and 5238). 14 6. Regional mental health consultant (class code 15 5240). 16 17 7. Psychological Services Director--DCF (class code 18 5242). Pharmacist (class codes 5245 and 5246). 19 8. Senior pharmacist (class codes 5248 and 5249). 9. 20 21 10. Dentist (class code 5266). 22 11. Senior dentist (class code 5269). 23 12. Registered nurse (class codes 5290 and 5291). 13. Senior registered nurse (class codes 5292 and 2.4 5293). 25 14. Registered nurse specialist (class codes 5294 and 26 27 5295). 2.8 15. Clinical associate (class codes 5298 and 5299). Advanced registered nurse practitioner (class 29 16. codes 5297 and 5300). 30 31

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1 17. Advanced registered nurse practitioner specialist 2 (class codes 5304 and 5305). 3 Registered nurse supervisor (class codes 5306 and 18. 4 5307). 5 Senior registered nurse supervisor (class codes 19. 6 5308 and 5309). 7 20. Registered nursing consultant (class codes 5312 8 and 5313). 9 21. Quality management program supervisor (class code 10 5314). 22. Executive nursing director (class codes 5320 and 11 12 5321). 13 23. Speech and hearing therapist (class code 5406).+ 14 or 24. Pharmacy manager (class code 5251) :-15 The member must be employed as a youth custody 16 (q) 17 officer and be certified, or required to be certified, in compliance with s. 943.1395. In addition, the member's primary 18 duties and responsibilities must be the supervised custody, 19 surveillance, control, investigation, apprehension, arrest, 20 21 and counseling of assigned juveniles within the community; or-22 (h) The member must be employed as a nurse whose 23 duties involve contact with inmates in a county correctional 2.4 facility. Section 2. This act shall take effect October 1, 2005. 25 26 27 28 SENATE SUMMARY 29 Extends membership in the Special Risk Class of the Florida Retirement System to nurses who are employed in 30 county correctional facilities in the same manner as is provided for nurses employed in state correctional 31 facilities.

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