1	A bill to be entitled
2	An act relating to reemployment of retired law
3	enforcement officers; amending s. 121.091, F.S.;
4	authorizing retired law enforcement officers to be
5	reemployed in specified positions after meeting
6	specified termination requirements; authorizing such
7	retired law enforcement officers to receive both
8	compensation and retirement benefits after a specified
9	period; providing that such retired law enforcement
10	officers may not renew membership in the Florida
11	Retirement System, except as otherwise provided;
12	amending s. 122.16, F.S.; revising the timeframe
13	during which a former employee is prohibited from
14	receiving both a reemployment salary and retirement
15	benefits; conforming provisions to changes made by the
16	act; providing an effective date.
17	
18	Be It Enacted by the Legislature of the State of Florida:
19	
20	Section 1. Paragraph (f) of subsection (9) of section
21	121.091, Florida Statutes, is amended to read:
22	121.091 Benefits payable under the system.—Benefits may
23	not be paid under this section unless the member has terminated
24	employment as provided in s. 121.021(39)(a) or begun
25	participation in the Deferred Retirement Option Program as
	Page 1 of 4

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26 provided in subsection (13), and a proper application has been 27 filed in the manner prescribed by the department. The department 28 may cancel an application for retirement benefits when the 29 member or beneficiary fails to timely provide the information 30 and documents required by this chapter and the department's rules. The department shall adopt rules establishing procedures 31 32 for application for retirement benefits and for the cancellation 33 of such application when the required information or documents 34 are not received.

35

(9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.-

36 (f) A retired law enforcement officer may be reemployed in 37 a position that qualifies for the Special Risk Class as a school 38 resource officer by an employer that participates in the Florida 39 Retirement System and receive compensation from that employer and retirement benefits after meeting the definition of 40 41 termination in s. 121.021, but may not receive both a salary from the employer and retirement benefits for 6 calendar months 42 43 immediately subsequent to the date of retirement. The reemployed 44 retired law enforcement officer may not renew membership in the 45 Florida Retirement System, except as provided in s. 121.122.

46 Section 2. Paragraphs (a) and (b) of subsection (2) of 47 section 122.16, Florida Statutes, are amended to read:

48

122.16 Employment after retirement.-

49 (2)(a) Any person retired under this chapter, except under
50 the disability retirement provisions of ss. 122.09 and 122.34,

Page 2 of 4

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51 may be reemployed by any private or public employer in a position that qualifies for the Special Risk Class after 52 53 retirement and receive retirement benefits and compensation from 54 his or her employer without limitation, except that a no person 55 may not receive both a salary from reemployment with any agency 56 participating in the Florida Retirement System and retirement 57 benefits under this chapter for a period of 6 12 months immediately subsequent to the date of retirement. 58

59 Any person to whom the limitation in paragraph (a) (b) applies who violates such reemployment limitation and is 60 61 reemployed with any agency participating in the Florida 62 Retirement System before prior to completion of the 6-month 12-63 month limitation period shall give timely notice of this fact in 64 writing to his or her employer and to the department; and his or 65 her retirement benefits must shall be suspended for the balance 66 of the 6-month 12-month limitation period. Any person employed in violation of this subsection and any employing agency which 67 68 knowingly employs or appoints such person without notifying the 69 department to suspend retirement benefits shall be jointly and 70 severally liable for reimbursement to the retirement trust fund 71 of any benefits paid during the reemployment limitation period. 72 To avoid liability, such employing agency shall have a written 73 statement from the retiree that he or she is not retired from a 74 state-administered retirement system. Any retirement benefits received by such person while he or she is reemployed during 75

Page 3 of 4

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this reemployment limitation period <u>must</u> shall be repaid to the retirement trust fund, and his or her retirement benefits <u>must</u> shall remain suspended until such repayment has been made. Any benefits suspended beyond the reemployment limitation period shall apply toward the repayment of benefits received in violation of the reemployment limitation.

82

Section 3. This act shall take effect July 1, 2024.

Page 4 of 4

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