

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

A bill to be entitled
An act relating to Special Risk Class; amending s.
121.0515, F.S.; adding specified Department of Corrections
employees to the special risk class; conforming cross
references; providing an effective date.

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

Section 1. Paragraph (h) of subsection (2), subsection (3),
and paragraph (d) of subsection (8) of section 121.0515, Florida
Statutes, are amended to read:

121.0515 Special Risk Class.—

(2) MEMBERSHIP.—

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

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

(a) Effective October 1, 1978, the member must be employed
as a law enforcement officer and be certified, or required to be
certified, in compliance with s. 943.1395; however, sheriffs and
elected police chiefs are excluded from meeting the
certification requirements of this paragraph. In addition, the
member's duties and responsibilities must include the pursuit,
apprehension, and arrest of law violators or suspected law
violators; or as of July 1, 1982, the member must be an active
member of a bomb disposal unit whose primary responsibility is
the location, handling, and disposal of explosive devices; or

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

the member must be the supervisor or command officer of a member or members who have such responsibilities. Administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal, and personnel, are not included;

(b) Effective October 1, 1978, the member must be employed as a firefighter and be certified, or required to be certified, in compliance with s. 633.408 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; as of October 1, 2001, fire prevention or firefighter training; as of October 1, 2001, direct supervision of firefighting units, fire prevention, or firefighter training; or as of July 1, 2001, aerial firefighting surveillance performed by fixed-wing aircraft pilots employed by the Florida Forest Service 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. Administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal, and personnel, are not included. 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, are included;

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

(c) Effective October 1, 1978, 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 as of July 1, 1984, the member must be the supervisor or command officer of a member or members who have such responsibilities. Administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal, and personnel, are not included with the exception of those meeting the criteria as established in (3)(j); however, wardens and assistant wardens, as defined by rule, are included;

(d) Effective October 1, 1999, the member must be employed by a licensed Advance Life Support (ALS) or Basic Life Support (BLS) employer as an emergency medical technician or a paramedic and be certified in compliance with s. 401.27. In addition, the member's primary duties and responsibilities must include on-the-scene emergency medical care or as of October 1, 2001, direct supervision of emergency medical technicians or paramedics, or the member must be the supervisor or command officer of one or more members who have such responsibility. Administrative support personnel, including, but not limited to, those whose primary responsibilities are in accounting, purchasing, legal, and personnel, are not included;

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

(e) Effective January 1, 2001, the member must be employed as a community-based correctional probation 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 supervised custody, surveillance, control, investigation, and counseling of assigned inmates, probationers, parolees, or community controllees within the community; or the member must be the supervisor of a member or members who have such responsibilities. Administrative support personnel, including, but not limited to, those whose primary duties and responsibilities are in accounting, purchasing, legal services, and personnel management, are not included; however, probation and parole circuit and deputy circuit administrators are included;

(f) Effective January 1, 2001, the member must be employed in one of the following classes and must spend at least 75 percent of his or her time performing duties which involve contact with patients or inmates in a correctional or forensic facility or institution:

1. Dietitian (class codes 5203 and 5204);
2. Public health nutrition consultant (class code 5224);
3. Psychological specialist (class codes 5230 and 5231);
4. Psychologist (class code 5234);
5. Senior psychologist (class codes 5237 and 5238);
6. Regional mental health consultant (class code 5240);
7. Psychological Services Director-DCF (class code 5242);
8. Pharmacist (class codes 5245 and 5246);
9. Senior pharmacist (class codes 5248 and 5249);

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

10. Dentist (class code 5266);

11. Senior dentist (class code 5269);

12. Registered nurse (class codes 5290 and 5291);

13. Senior registered nurse (class codes 5292 and 5293);

14. Registered nurse specialist (class codes 5294 and 5295);

15. Clinical associate (class codes 5298 and 5299);

16. Advanced practice registered nurse (class codes 5297 and 5300);

17. Advanced practice registered nurse specialist (class codes 5304 and 5305);

18. Registered nurse supervisor (class codes 5306 and 5307);

19. Senior registered nurse supervisor (class codes 5308 and 5309);

20. Registered nursing consultant (class codes 5312 and 5313);

21. Quality management program supervisor (class code 5314);

22. Executive nursing director (class codes 5320 and 5321);

23. Speech and hearing therapist (class code 5406); or

24. Pharmacy manager (class code 5251);

(g) Effective October 1, 2005, through June 30, 2008, the member must be employed by a law enforcement agency or medical examiner's office in a forensic discipline recognized by the International Association for Identification and must qualify for active membership in the International Association for Identification. The member's primary duties and responsibilities

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

must include the collection, examination, preservation, documentation, preparation, or analysis of physical evidence or testimony, or both, or the member must be the direct supervisor, quality management supervisor, or command officer of one or more individuals with such responsibility. Administrative support personnel, including, but not limited to, those whose primary responsibilities are clerical or in accounting, purchasing, legal, and personnel, are not included;

(h) Effective July 1, 2008, the member must be employed by the Department of Law Enforcement in the crime laboratory or by the Division of State Fire Marshal in the forensic laboratory in one of the following classes:

1. Forensic technologist (class code 8459);
2. Crime laboratory technician (class code 8461);
3. Crime laboratory analyst (class code 8463);
4. Senior crime laboratory analyst (class code 8464);
5. Crime laboratory analyst supervisor (class code 8466);
6. Forensic chief (class code 9602); or
7. Forensic services quality manager (class code 9603);

(i) Effective July 1, 2008, the member must be employed by a local government law enforcement agency or medical examiner's office and must spend at least 65 percent of his or her time performing duties that involve the collection, examination, preservation, documentation, preparation, or analysis of human tissues or fluids or physical evidence having potential biological, chemical, or radiological hazard or contamination, or use chemicals, processes, or materials that may have carcinogenic or health-damaging properties in the analysis of

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

such evidence, or the member must be the direct supervisor of one or more individuals having such responsibility. If a special risk member changes to another position within the same agency, he or she must submit a complete application as provided in paragraph (4) (a); or

(j) Effective July 1, 2024, the member must be employed in any of the following classes and must spend at least 75 percent of his or her time performing duties that involve contact with inmates:

1. Classification officers (class code 8051);
2. Senior classification officers (class code 8052);
3. Correctional probation SR officer - INSTITUT (class code 8041);
4. Classification Supervisor - SES (class code 8053);
5. Correctional service administrator - SES (class code 8058) assigned to reception centers.
6. Government analyst I (class code 2224) at private facilities;
7. Electronic technician II (class code 7234);
8. Engineering technician IV (class code 4612);
9. Government operations consultant II (class code 2236);
10. Maintenance & construction supt - SES (class code 6387);
11. Maintenance mechanic - F/C (class code 6469);
12. Master electrician (class code 6446);
13. Plumber (class code 6441);
14. Senior refrigeration mechanic (class code 6454);
15. Staff interpreter/translator (class code 5988);

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

195 16. Utilities supervisor-HAC/UP-F/C - SES (class code
196 6352);
197 17. Vocational instructor III - F/C (class code 1315);
198 18. Senior maintenance mechanic (class code 6467);
199 19. Automotive equipment maintenance supt - SES (class code
200 6542);
201 20. Academic teacher (class code 8093);
202 21. Chaplain - F/C (class code 5819);
203 22. Correctional program administrator (class code 8094);
204 23. Counseling & social services supervisor I- F/C- SES
205 (class code 5947);
206 24. Education supervisor I- SES (class code 8082);
207 25. Education supervisor II- SES (class code 8083);
208 26. Library technical assistant I (class code 4303);
209 27. Placement and transition specialist (class code 8081);
210 28. Senior chaplain - F/C (class code 5823);
211 29. Social services counselor - F/C (class code 5960);
212 30. Special education teacher (class code 9095);
213 31. Vocational teacher- EJT (class code 8085);
214 32. Wellness education specialist I- F/C (class code 5567)
215 33. Instructional assistant I (class code 6071).
216 (k)(j) The member must have already qualified for and be
217 actively participating in special risk membership under
218 paragraph (a), paragraph (b), or paragraph (c), must have
219 suffered a qualifying injury as defined in this paragraph, must
220 not be receiving disability retirement benefits as provided in
221 s. 121.091(4), and must satisfy the requirements of this
222 paragraph.

Fiscal Year 2024-2025 Conforming Bill
Relating to Special Risk Class

BILL

2024

223 (8) SPECIAL RISK ADMINISTRATIVE SUPPORT CLASS.—

224 (d) Notwithstanding any other provision of this subsection,
225 this subsection does not apply to any special risk member who
226 qualifies for continued membership pursuant to paragraph

227 (3) (k) ~~(j)~~.

228 Section 2. This act shall take effect July 1, 2024.