

MEMORANDUM

Agenda Item No. 11(A)(17)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: March 7, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution urging the Florida Legislature to enact House Bill 613 or similar legislation that would amend the Florida Retirement System's Deferred Retirement Option Program ("DROP") to allow correctional officers to participate in DROP for up to 36 months beyond the current 60-month period

Resolution No. R-226-23

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Roberto J. Gonzalez.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: March 7, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(17)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(17)
3-7-23

RESOLUTION NO. _____ R-226-23

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT HOUSE BILL 613 OR SIMILAR LEGISLATION THAT WOULD AMEND THE FLORIDA RETIREMENT SYSTEM'S DEFERRED RETIREMENT OPTION PROGRAM ("DROP") TO ALLOW CORRECTIONAL OFFICERS TO PARTICIPATE IN DROP FOR UP TO 36 MONTHS BEYOND THE CURRENT 60-MONTH PERIOD

WHEREAS, The Florida Retirement System's Deferred Retirement Option Program ("DROP") allows eligible members of the Florida Retirement System to defer receipt of retirement benefits while continuing employment with a Florida Retirement System employer such as Miami-Dade County; and

WHEREAS, during DROP, deferred monthly benefits continue to accrue and when the employee terminates employment, he or she receives the total DROP benefits along with the previously determined normal retirement amounts; and

WHEREAS, currently, most eligible Florida Retirement System members may participate in DROP for a period not to exceed a maximum of 60 calendar months; and

WHEREAS, on February 6, 2023, Representative Alina Garcia (R – Miami) introduced House Bill ("HB") 613 for consideration during the 2023 session of the Florida Legislature; and

WHEREAS, HB 613 would amend Florida law to provide that, effective July 1, 2023, a member of the Florida Retirement System's Special Risk Class who is a correctional officer and a DROP participant on or after July 1, 2023 may participate in DROP for up to 36 calendar months beyond the current 60-month period if he or she enters DROP on or before June 30, 2028; and

WHEREAS, HB 613 builds on changes made to Florida law during the 2022 legislative session when DROP was modified to permit law enforcement officers who were DROP participants on or after July 1, 2022 to participate in DROP for up to 36 calendar months beyond the 60-month period if the law enforcement officer entered DROP on or before June 30, 2028; and

WHEREAS, taken together, these changes allow law enforcement agencies and correctional institutions to retain veteran officers for an additional three years before they would otherwise terminate employment; and

WHEREAS, this Board is cognizant of the important work correctional officers perform in our community and is supportive of legislation that would permit veteran and highly skilled correctional officers to participate in DROP for an extra 36 months before terminating employment,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature enact HB 613 or similar legislation that would amend the Florida Retirement System's Deferred Retirement Option Program to allow correctional officers to participate in DROP for up to 36 months beyond the current 60-month period.

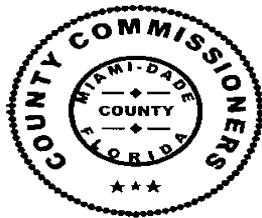
Section 2. Directs the Clerk of the Board to send a certified copy of this resolution to Governor Ron DeSantis, Senate President Kathleen C. Passidomo, House Speaker Paul Renner, Representative Alina Garcia, and the Chair and remaining Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the actions set forth in section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2023 State Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Roberto J. Gonzalez. It was offered by Commissioner **Anthony Rodriguez**, who moved its adoption. The motion was seconded by Commissioner **Marleine Bastien** and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	absent
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 7th day of March, 2023. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

LUIS G. MONTALDO, CLERK AD INTERIM

By: **Basia Pruna**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "JZ", written over a horizontal line.

Javier Zapata