

MEMORANDUM

Agenda Item No. 11(A)(11)

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

DATE: April 4, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution urging the Florida
Legislature to enact House Bill
239, Senate Bill 224, or similar
legislation which would decrease
the age and years of service
needed for special risk class
members of the Florida
Retirement System to reach their
“normal retirement date” from 60
years of age or 30 years of
service to 55 years of age or 25
years of service

Resolution No. R-325-23

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: April 4, 2023

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Gen Bonzon-Keenan
County Attorney

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

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)(11)
4-4-23

RESOLUTION NO. _____ R-325-23

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT HOUSE BILL 239, SENATE BILL 224, OR SIMILAR LEGISLATION WHICH WOULD DECREASE THE AGE AND YEARS OF SERVICE NEEDED FOR SPECIAL RISK CLASS MEMBERS OF THE FLORIDA RETIREMENT SYSTEM TO REACH THEIR “NORMAL RETIREMENT DATE” FROM 60 YEARS OF AGE OR 30 YEARS OF SERVICE TO 55 YEARS OF AGE OR 25 YEARS OF SERVICE

WHEREAS, on January 18, 2023, Representative Demi Busatta Cabrera (R – Coral Gables) filed House Bill (“HB”) 239 for consideration during the 2023 session of the Florida Legislature; and

WHEREAS, HB 239 revises the statutory definition of “normal retirement date,” which is the date by which a Florida Retirement System (“FRS”) member attains normal retirement age and is vested, to decrease the age and years of service needed to reach retirement for Special Risk Class members of FRS initially enrolled on or after July 1, 2011, from 60 years of age or 30 years of service to 55 years of age or 25 years of service; and

WHEREAS, the bill makes additional conforming changes; and

WHEREAS, Senator Ed Hooper (R – Palm Harbor) also filed Senate Bill (“SB”) 224, which is an identical companion bill to HB 239, for consideration during the 2023 session of the Florida Legislature; and

WHEREAS, this Board is supportive of legislation which would lower the retirement age and years of service required to vest for Special Risk Class FRS members,

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 to enact House Bill 239, Senate Bill 224, or similar legislation which would decrease the age and years of service needed for special risk class members of the Florida Retirement System to reach their “normal retirement date” from 60 years of age or 30 years of service to 55 years of age or 25 years of service.

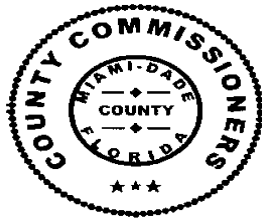
Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, the Senate President, the House Speaker, Representative Demi Busatta Cabrera, Senator Ed Hooper, and the Chair and remaining Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County’s state lobbyists to advocate for the action described 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 **Juan Carlos Bermudez** , 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
Kevin Marino Cabrera	aye
Roberto J. Gonzalez	aye
Danielle Cohen Higgins	aye
Kionne L. McGhee	aye
Micky Steinberg	aye
Juan Carlos Bermudez	aye
Sen. René García	aye
Keon Hardemon	nay
Eileen Higgins	aye
Raquel A. Regalado	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 4th day of April, 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to be "JO", is written over a horizontal line.

Jose I. Ortega