

House Bill 603

By: Representatives Manning of the 32nd, Coleman of the 80th, McBee of the 88th, Cummings of the 27th and Smith of the 102nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 47-3-90 of the Official Code of Georgia Annotated, relating to
2 granting creditable service under the Teachers Retirement System of Georgia for certain
3 periods when members were absent because of pregnancy, so as to change the provisions
4 relating to qualifying for such creditable service and the payment required for such creditable
5 service; to provide conditions for an effective date and for automatic repeal; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 47-3-90 of the Official Code of Georgia Annotated, relating to granting
10 creditable service under the Teachers Retirement System of Georgia for certain periods when
11 members were absent because of pregnancy, is amended by striking said Code section in its
12 entirety and substituting in lieu thereof a new Code Section 47-3-90 to read as follows:

13 "47-3-90.

14 (a) A member who, prior to March 5, 1976, was employed by a public school system of this
15 state in a capacity specified by subsection (a) of Code Section 20-2-850 may, subject to the
16 limitations of subsection (b) and the requirements of subsection (c) of this Code section,
17 obtain creditable service under the retirement system for any period prior to March 5, 1976,
18 during which the member was absent from employment because of her pregnancy.

19 (b) No creditable service shall be granted for any part of a period of absence from
20 employment because of pregnancy when the member was on sick leave. The maximum
21 amount of creditable service which may be obtained by a member for any one pregnancy
22 shall be one and one-half months and the maximum amount of creditable service which may
23 be obtained by a member for all pregnancies shall be six months.

24 (c) A member who desires to establish creditable service under this Code section must:

- 1 (1) Submit to the board satisfactory evidence of the period of absence from employment
2 which qualifies for creditable service under this Code section; and
- 3 (2) Pay to the board ~~an amount determined by the board to be sufficient to cover the full~~
4 ~~actuarial cost of granting the creditable service claimed by the member~~ employee and
5 employer contributions for the period of creditable service claimed by the member based
6 on the salary of the member immediately prior to the absence because of pregnancy, plus
7 regular interest on such contributions compounded annually from the time of the absence
8 because of pregnancy until the date of payment."

9 **SECTION 2.**

10 This Act shall become effective on July 1, 2002, only if it is determined to have been
11 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
12 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
13 become effective and shall be automatically repealed in its entirety on July 1, 2002, as
14 required by subsection (a) of Code Section 47-20-50.

15 **SECTION 3.**

16 All laws and parts of laws in conflict with this Act are repealed.