

House Bill 605

By: Representative Childers of the 13<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-2-96 of the Official Code of Georgia Annotated, relating to prior  
2 service credit and payments required to obtain credit under the Employees' Retirement  
3 System of Georgia, so as to provide that a member of such retirement system who was the  
4 spouse of a member of such retirement system who served in the active military service shall  
5 be entitled to obtain creditable service under the same terms and conditions as his or her  
6 spouse is or was subject to as a member of this retirement system; to provide that a member  
7 of such retirement system who was the spouse of a person who is not a member of such  
8 retirement system and who served in the active military service shall be entitled to obtain  
9 creditable service under the same terms and conditions as his or her spouse would be if he  
10 or she were a member of this retirement system; to provide conditions for obtaining such  
11 creditable service; to provide conditions for an effective date and automatic repeal; to repeal  
12 conflicting laws; and for other purposes.

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

14 style="text-align:center">**SECTION 1.**

15 Code Section 47-2-96 of the Official Code of Georgia Annotated, relating to prior service  
16 credit and payments required to obtain credit under the Employees' Retirement System of  
17 Georgia, is amended by inserting at the end thereof the following:

18 "(k)(1) Any other provision of this chapter to the contrary notwithstanding, any  
19 member of this retirement system who was the spouse of a person who is or has been  
20 entitled to obtain creditable service for military service as a member of this retirement  
21 system shall be entitled to obtain such credit on the same terms and subject to the same  
22 conditions as the spouse is or was subject to as a member of this retirement system;  
23 provided, however, that any provision relating to the time allowable for obtaining such  
24 creditable service is subject to the provisions of paragraph (4) of this subsection.

25 (2) Any member of this retirement system who was the spouse of a person who is not  
26 a member of this retirement system but who would have been entitled to obtain

