

House Bill 124

By: Representatives Cummings of the 27<sup>th</sup> and Shanahan of the 10<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-2-182 of the Official Code of Georgia Annotated, relating to  
2 credit in the Employees' Retirement System of Georgia for service to certain members of  
3 local retirement systems, so as to provide that any member who was employed by a local or  
4 independent school system at any time between January 1, 1969 and December 31, 1972, and  
5 who was not a member of a local retirement system may receive creditable service in the  
6 Employees' Retirement System of Georgia; to provide for exceptions; to provide for related  
7 matters; to provide conditions for an effective date and automatic repeal; to repeal conflicting  
8 laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 Code Section 47-2-182 of the Official Code of Georgia Annotated, relating to credit in the  
12 Employees' Retirement System of Georgia for service to certain members of local  
13 retirement systems, is amended by striking in its entirety subsection (b) and inserting in lieu  
14 thereof the following:

15 "(b) Any member who was employed by a county or independent school district as a  
16 teacher at any time prior to July 1, 1979, and who was a member of a local retirement  
17 system during such employment and who is not and will not become eligible to receive any  
18 benefit under the provisions of said local retirement system, and any person so employed  
19 at any time from January 1, 1969, through December 31, 1972, and who was not a member  
20 of a local retirement system during such period, shall be eligible to obtain creditable service  
21 under this retirement system for any part or all of such previous employment as a teacher,  
22 subject to the following conditions and requirements:

23 (1) The member must pay to the board of trustees employee and employer contributions  
24 for the creditable service claimed under this Code section based on the compensation  
25 actually received for the teaching service claimed as creditable service;

26 (2) The member must pay to the board of trustees regular interest on the amount

1 determined under paragraph (1) of this subsection compounded annually from the time  
2 the teaching service was rendered until the time of payment; ~~and~~  
3 (3) No creditable service obtained under this Code section shall be used in determining  
4 the qualifications of a member to receive benefits under this chapter other than vested  
5 rights, death or disability benefits, or normal service retirement allowances; and  
6 (4) No credit shall be granted under this Code section which is used for credit in the  
7 Teachers Retirement System of Georgia."

8 **SECTION 2.**

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

14 **SECTION 3.**

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