

House Bill 937

By: Representatives Cummings of the 27th, Shanahan of the 10th and McBee of the 88th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 47-2-110 of the Official Code of Georgia Annotated, relating to
2 retirement ages in the Employees' Retirement System of Georgia, application and eligibility
3 for a retirement allowance, suspension of retirement allowance upon reemployment, and
4 health benefits, so as to provide for vesting for a benefit with eight years of service as
5 Governor or Lieutenant Governor; to provide conditions for an effective date and automatic
6 repeal; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 47-2-110 of the Official Code of Georgia Annotated, relating to retirement ages
10 in the Employees' Retirement System of Georgia, application and eligibility for a retirement
11 allowance, suspension of retirement allowance upon reemployment, and health benefits, is
12 amended by striking in its entirety subsection (a) and inserting in lieu thereof the following:
13 "(a) Upon written application to the board of trustees, any member in service who has
14 reached 60 years of age or who has 30 years of creditable service may retire on a service
15 retirement allowance, provided that he or she has at least five years of creditable service;
16 provided, further, that if he or she became a member after July 1, 1968, he or she has at
17 least ten years of creditable service; provided, further, that he or she has at least eight years
18 of service as Governor or Lieutenant Governor, or any combination of such positions. The
19 effective date of retirement shall be the first of the month in which the application is
20 received by the board of trustees, provided that no retirement application will be effective
21 earlier than the first of the month following the final month of the applicant's employment.
22 Applications for retirement will not be accepted more than 90 days in advance of the
23 effective date of retirement. Separation from service pending approval of the retirement
24 application shall not affect eligibility for a retirement allowance. The provisions of this
25 subsection regarding the effective date of retirement shall apply to all persons making
26 application for retirement on or after March 15, 1979, and to all persons who have made

1 application prior to March 15, 1979, but to whom payments from the retirement system
2 have not commenced as of that date."

3 **SECTION 2.**

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

9 **SECTION 3.**

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