

House Bill 963

By: Representative Crawford of the 129th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 4 of Chapter 23 of Title 47 of the Official Code of Georgia Annotated,
2 relating to service creditable under the Georgia Judicial Retirement System, so as to provide
3 that members of such retirement system may obtain up to two years of creditable service for
4 certain military service; to provide for the payment of employee contributions with interest;
5 to provide for matters related to the foregoing; to provide conditions for an effective date
6 and automatic repeal; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 4 of Chapter 23 of Title 47 of the Official Code of Georgia Annotated, relating to
10 service creditable under the Georgia Judicial Retirement System, is amended by inserting at
11 the end thereof the following:

12 "47-23-65.

13 Anything in this chapter to the contrary notwithstanding, any vested member who was on
14 active duty in the armed forces of the United States during any period during which a
15 military draft was in effect, and any member who served an uninterrupted period of active
16 duty which began during any such period, may receive military service credit for such
17 period of active duty up to a maximum of two years, provided that such member shall pay
18 the employee contribution of 5 percent of the compensation first paid to such member as
19 a public employee after rendering such military service plus 4 1/2 percent interest on such
20 employee contributions, compounded annually to date of payment; provided, further, that
21 no service in the armed forces shall be deemed as creditable under any provisions of this
22 chapter if such service has or will be used in the determination of any member's eligibility
23 for retirement benefits or allowances from any other state or federal retirement program,
24 excluding social security and those retirement programs covered under Public Law 810,
25 80th Congress, as amended. Creditable service obtained under this Code section shall be
26 used in the calculation of service to qualify for a benefit under Code Sections 47-23-102,

1 47-23-103, and 47-23-104 and subsection (e) of Code Section 47-23-105. A qualified
2 member may obtain creditable service pursuant to the provisions of this Code section by
3 making application therefor prior to July 1, 2003, or within six months of becoming a
4 member, whichever date is later."

5 **SECTION 2.**

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

11 **SECTION 3.**

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