

House Bill 972

By: Representative Cummings of the 27th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated,
2 relating to service creditable toward retirement benefits under the Employees' Retirement
3 System of Georgia, so as to provide for creditable service for employment by a local indigent
4 defense program; to provide for the payment of contributions with interest; to provide for a
5 time for obtaining such service; to provide for related matters; to provide conditions for an
6 effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

7 **SECTION 1.**

8 Article 5 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to
9 service creditable toward retirement benefits under the Employees' Retirement System of
10 Georgia, is amended by inserting at the end thereof the following:

11 "47-2-100.

12 Anything in this chapter to the contrary notwithstanding, any member who, prior to
13 becoming a member, was employed in a local indigent defense program under the
14 responsibility of a tripartite governing committee as authorized by Article 2 of Chapter 12
15 of Title 17, 'The Georgia Indigent Defense Act,' may receive creditable service for such
16 period of prior service up to a maximum of two years, provided that such member shall pay
17 the regular employee contribution of 5 percent of the compensation first paid to such
18 member as an employee plus 4 1/2 percent interest on such employee contributions,
19 compounded annually to date of payment; provided, further, that no such service shall be
20 deemed as creditable under any provisions of this chapter if such service has or will be
21 used in the determination of any member's eligibility for retirement benefits or allowances
22 from any other state or federal retirement program, excluding social security and those
23 retirement programs covered under Public Law 810, 80th Congress, as amended. A
24 qualified member may obtain creditable service pursuant to the provisions of this Code
25 section by making application therefor prior to December 31, 2002, or within six months
26 of first becoming a member, whichever date is later."

