

House Bill 809

By: Representative Jamieson of the 22<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 6 of Chapter 7 of Title 47 of the Official Code of Georgia Annotated,  
2 relating to retirement allowances and benefits regarding The Georgia Firefighters' Pension  
3 Fund, so as to provide for the employment of retired firefighters; to provide for procedures,  
4 conditions, and limitations; to provide for conditions for an effective date and automatic  
5 repeal; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 6 of Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to  
9 retirement allowances and benefits regarding The Georgia Firefighters' Pension Fund, is  
10 amended by adding a new Code section immediately following Code Section 47-7-100, to  
11 be designated Code Section 47-7-100.1, to read as follows:

12 "47-7-100.1.

13 (a) As used in this Code section, the term 'retired firefighter' means a member of this  
14 retirement system who retires on a service retirement with at least 25 years of creditable  
15 service and after attaining the age of 55.

16 (b) Any other provision of this article to the contrary notwithstanding, a retired firefighter  
17 may return to service as a firefighter for a total of not more than five years if he or she is  
18 employed solely under the conditions contained in this Code section and such member's  
19 benefits under this article shall not be affected. Any such retired firefighter so employed  
20 shall not be considered an active member of this retirement system, shall not accrue any  
21 additional benefits, shall not pay employee contributions to this retirement system, and  
22 shall not be eligible for employment benefits, including, without limitation, life and health  
23 insurance, by virtue of such employment. The provisions of this subsection shall not  
24 become a part of any employment contract and shall be subject to future legislation. Any  
25 firefighter subject to this subsection may elect at any time to suspend his or her retirement  
26 benefits and become a regular full-time firefighter as otherwise provided in this chapter,

1 but no service accrued under this subsection shall under any circumstances be used to  
2 calculate a benefit under this chapter."

3 **SECTION 2.**

4 This Act shall become effective on July 1, 2004, 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, 2004, 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.