

House Bill 268 (AS PASSED HOUSE AND SENATE)

By: Representatives Cummings of the 19th, Black of the 144th, Williams of the 61st, Post 2,
and McBee of the 74th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 17 of Title 47 of the Official Code of Georgia Annotated,
2 relating to membership in and contributions to the Peace Officers' Annuity and Benefit Fund,
3 so as to increase the amount of dues paid by members of such fund; to repeal conflicting
4 laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

7 Article 3 of Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to
8 membership in and contributions to the Peace Officers' Annuity and Benefit Fund, is
9 amended by striking in its entirety Code Section 47-17-44, relating to the amount of dues,
10 deadline and minimum period for payments, dues required for credit for service after March
11 1, 1951, and dues required for prior service credit, and inserting in lieu thereof the following:
12 "47-17-44.

13 (a) Each member shall pay into the fund as dues the sum of ~~\$10.00~~ \$20.00 per month.
14 Each month's dues shall be paid not later than the tenth day of that month. Each member
15 shall be required to pay such dues for a minimum period of ten years before being eligible
16 to receive the retirement benefits under this chapter, provided that, if such member is
17 eligible to retire under this chapter and so desires, such member may retire, and the board
18 shall deduct such monthly amount from his or her retirement benefits until he or she has
19 paid dues into the fund for a period of ten years.

20 (b) No member shall receive credit for any service performed after March 1, 1951, unless
21 such member has paid into the fund the amount required for such service. Upon application
22 of any peace officer who applies for membership and who owes dues for service since
23 March 1, 1951, the board may allow and provide for periodic payments of such dues over

1 a period of not more than 36 months immediately subsequent to the date of his or her
2 acceptance as a member.

3 (c) Except as provided in subsection (d) of this Code section, any member of the fund who
4 has not obtained creditable service for prior service pursuant to the provisions of subsection
5 (a) of Code Section 47-17-70 may obtain such service by tendering to the board an amount
6 equal to the dues at the rate of ~~\$10.00~~ \$20.00 per month plus 10 percent interest per annum
7 compounded annually from the date the prior service was rendered to the date of payment
8 for all years claimed as prior service; provided, however, that no member shall be allowed
9 to purchase more than a total of five years of such creditable service; provided, further,
10 however, that any member who becomes or again becomes a member of the fund on or
11 after July 1, 1994, must have been an active member of the fund for five years or more to
12 obtain the prior service credit provided for in this subsection.

13 (d) Any member of the fund who qualifies for membership under the definition contained
14 in subparagraph (J) of paragraph (5) of Code Section 47-17-1 who has not obtained
15 creditable service for prior service pursuant to the provisions of subsection (a) of Code
16 Section 47-17-70 may obtain such service by tendering to the board an amount equal to the
17 dues at the rate of ~~\$10.00~~ \$20.00 per month plus 10 percent interest per annum
18 compounded annually from the date the prior service was rendered to the date of payment
19 for all years claimed as prior service."

20 **SECTION 2.**

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