

House Bill 480

By: Representative Mumford of the 95th

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 in the Georgia Judicial Retirement System, so as to provide that
3 any member of the Georgia Judicial Retirement System may obtain creditable service for
4 prior service as an active member of the Employees' Retirement System of Georgia; to
5 provide that any member of such retirement system may obtain creditable service for certain
6 prior service as a county-paid assistant district attorney or employee of the Georgia Public
7 Defender Standards Council; to provide for application and payment of the full actuarial
8 value of such service; to provide conditions and limitations; to provide for an effective date
9 and automatic repeal; to repeal conflicting laws; and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

12 Article 4 of Chapter 23 of Title 47 of the Official Code of Georgia Annotated, relating to
13 service creditable in the Georgia Judicial Retirement System, is amended by striking in its
14 entirety paragraph (1) of subsection (a) of Code Section 47-23-64, relating to transfer of
15 funds from the Employees' Retirement System of Georgia by judges, solicitors general, or
16 district attorneys and crediting service, and inserting in lieu thereof the following:

17 "~~(a)(1) Any superior court judge, state court judge, solicitor general, or district attorney~~
18 member of this retirement system who was previously an active member of the
19 Employees' Retirement System of Georgia may elect to have all contributions made by
20 or on behalf of such member transferred from such retirement system to this retirement
21 system. Any such member shall notify the board of trustees of each retirement system not
22 later than December 31, ~~2002~~ 2006, or within 90 days after first becoming a member of
23 this retirement system, whichever date is later."

24 **SECTION 2.**

25 Said article is further amended by inserting at the end thereof the following:

1 "47-23-65.
2 Any member of this retirement system may receive creditable service for all or a portion
3 of his or her past service as a county-paid assistant district attorney or employee of the
4 Georgia Public Defender Standards Council upon payment to the board of trustees of an
5 amount which will allow such creditable service without creating any accrued actuarial
6 unfunded liability as to this retirement system. Any member desiring such creditable
7 service shall make application to the board of trustees in such form as the board deems
8 appropriate and shall make payment not later than December 31, 2006, or within 90 days
9 of first or again becoming a member, whichever is later. No creditable service shall be
10 allowed under this Code section for any period of employment for which creditable service
11 is allowed under any other provision of this chapter or for which creditable service is
12 received under any provision of any other retirement or pension system of this state or of
13 any political subdivision of this state."

14 **SECTION 3.**

15 This Act shall become effective on July 1, 2006, only if it is determined to have been
16 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
17 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
18 become effective and shall be automatically repealed in its entirety on July 1, 2006, as
19 required by subsection (a) of Code Section 47-20-50.

20 **SECTION 4.**

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