

House Bill 895

By: Representatives Yates of the 73rd, Lunsford of the 110th, Knight of the 126th, and Powell of the 29th

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 47 of the Official Code of Georgia Annotated, relating to retirement and
2 pensions, so as to provide that a superior court judge or district attorney who is an active
3 member of the Georgia Judicial Retirement System may obtain creditable service for certain
4 prior service as a circuit-paid assistant district attorney; to provide for application and
5 payment of the full actuarial value of such service; to provide conditions and limitations; to
6 provide for an effective date and automatic repeal; to repeal conflicting laws; and for other
7 purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, is
11 amended by inserting immediately following Code Section 47-23-64 a new Code section to
12 read as follows:

13 "47-23-65.

14 Any superior court judge or district attorney who is an active member of this retirement
15 system may receive up to five years of creditable service for his or her past service as a
16 circuit-paid assistant district attorney upon payment to the board of trustees of an amount
17 which will allow such creditable service without creating any accrued actuarial unfunded
18 liability as to this retirement system. Any member desiring such creditable service shall
19 make application to the board of trustees in such form as the board deems appropriate and
20 shall make payment not later than December 31, 2006, or within six months of first or
21 again becoming a member, whichever is later. No creditable service shall be allowed under
22 this Code section for any period of employment for which creditable service is allowed
23 under any provision of any other retirement or pension system of this state or of any
24 political subdivision of this state."

1 **SECTION 2.**

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5 become effective and shall be automatically repealed in its entirety on July 1, 2006, as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

7 **SECTION 3.**

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