

House Bill 937

By: Representatives Mangham of the 94<sup>th</sup>, Watson of the 91<sup>st</sup>, Stephenson of the 92<sup>nd</sup>, Mosby of the 90<sup>th</sup>, and McClinton of the 84<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-16-40 of the Official Code of Georgia Annotated, relating to  
2 application for membership in the Sheriffs' Retirement Fund of Georgia and claim for prior  
3 service, so as to provide that a newly elected sheriff shall be eligible for membership upon  
4 the certification of the election by the Secretary of State; to provide conditions for an  
5 effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 47-16-40 of the Official Code of Georgia Annotated, relating to application for  
9 membership in the Sheriffs' Retirement Fund of Georgia and claim for prior service, is  
10 amended by striking in its entirety paragraph (1) and inserting in lieu thereof the following:

11 "(1) He must be a duly qualified and commissioned sheriff of a county of the State of  
12 Georgia, serving as sheriff of the superior court of that county at the time he files his  
13 application; provided, however, that a newly elected sheriff shall be eligible for  
14 membership upon certification of the election by the Secretary of State."

15 **SECTION 2.**

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19 become effective and shall be automatically repealed in its entirety on July 1, 2006, as  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

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.