

Senate Bill 177

By: Senators Tate of the 38th and Fort of the 39th

AS PASSED

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 10 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia
 2 Annotated, relating to membership in the Employees' Retirement System of Georgia by
 3 employees of certain state authorities and commissions, so as to define certain terms; to
 4 provide that all current and future employees of the State Road and Tollway Authority shall
 5 become members of such retirement system; to provide for status; to provide for employer
 6 and employee contributions; to provide conditions for an effective date and automatic repeal;
 7 to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Part 10 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated,
 11 relating to membership in the Employees' Retirement System of Georgia by employees of
 12 certain state authorities and commissions, is amended by inserting at the end thereof the
 13 following:

14 "47-2-327.

15 (a) As used in this Code section, the term 'State Road and Tollway Authority' or 'authority'
 16 means that authority continued by Article 2 of Chapter 10 of Title 32, relating to the State
 17 Road and Tollway Authority.

18 (b) Effective July 1, 2006, or on the date of employment, whichever date is later, each
 19 officer or employee of the authority shall become a member of the retirement system.

20 (c) Any officer or employee of the authority who was already a member of the retirement
 21 system on July 1, 2006, and any member of the retirement system who, without any break
 22 in service, becomes an officer or employee of the authority on or after July 1, 2006, shall
 23 continue in the same membership status without any interruption in membership service
 24 and without the loss of any creditable service.

1 (d) Except as otherwise provided in subsection (c) of this Code section, an officer or
2 employee of the authority becoming a member of the retirement system pursuant to the
3 provisions of this Code section shall be subject to the provisions of Code Section 47-2-334.

4 (e) All employer contributions, including employee contributions made by the employer
5 on behalf of members, which are required by this chapter shall be made for members who
6 are subject to the provisions of this Code section from funds appropriated to or otherwise
7 available for the operation of the State Road and Tollway Authority. The authority shall
8 deduct from the salaries payable to such members the additional employee contributions
9 required by this chapter."

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SECTION 2.

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

16

SECTION 3.

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