

House Bill 209

By: Representatives Rogers of the 26<sup>th</sup> and Collins of the 27<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 5 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia  
2 Annotated, relating to membership of certain law enforcement personnel in the Employees'  
3 Retirement System of Georgia, so as to change the date by which application for creditable  
4 service for prior service as narcotics agents must be submitted; 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 Part 5 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated,  
9 relating to membership of certain law enforcement personnel in the Employees' Retirement  
10 System of Georgia, is amended by revising Code Section 47-2-225, relating to creditable  
11 service for members of the Employees' Retirement System of Georgia with prior service as  
12 narcotics agents and membership in the retirement system of members who were employed  
13 as narcotics agents, as follows:

14 "47-2-225.

15 Any other provision of this chapter to the contrary notwithstanding, any member who was  
16 employed as a narcotics agent pursuant to the provisions of Code Section 35-3-9 prior to  
17 becoming a member of the retirement system shall be entitled to obtain creditable service  
18 for all such prior service subject to the conditions contained in this Code section. In order  
19 to be eligible for such creditable service, the member must make application as prescribed  
20 by the board not later than ~~July 1, 1997~~ December 31, 2008, or one year after becoming a  
21 member of the retirement system, whichever date is later, provide proof of such prior  
22 service, and pay the employee contributions which he or she would have paid if he or she  
23 had been a member of the retirement system, together with regular interest thereon. Within  
24 30 days after the retirement system gives notice that the foregoing conditions have been  
25 met, the Georgia Bureau of Investigation shall pay the employer contributions which would

1 have been paid for the member if he or she had been a member of the retirement system,  
2 together with regular interest thereon."

3 **SECTION 2.**

4 This Act shall become effective on July 1, 2008, only if it is determined to have been  
5 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia  
6 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not  
7 become effective and shall be automatically repealed in its entirety on July 1, 2008, as  
8 required by subsection (a) of Code Section 47-20-50.

9 **SECTION 3.**

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