

Senate Bill 112

By: Senators Harp of the 29th, Smith of the 52nd, Cowser of the 46th, Hamrick of the 30th and Williams of the 19th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 47-2-244 of the Official Code of Georgia Annotated, relating to
2 optional benefits available to appellate court judges, notice of election of benefits, eligibility
3 for benefits, and disability benefits and survivor benefits, so as to provide that appellate court
4 judges who make the option to receive a certain enhanced retirement benefit may retire after
5 attaining the age of 60 with 12 years of service as an appellate court judge; to provide
6 conditions 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 Code Section 47-2-244 of the Official Code of Georgia Annotated, relating to optional
11 benefits available to appellate court judges, notice of election of benefits, eligibility for
12 benefits, and disability benefits and survivor benefits, is amended by revising subsection (f)
13 as follows:

14 "(f) After ten years of service as an appellate court judge and attaining the age of 65 or
15 after 12 years of service as an appellate court judge and attaining the age of 60, such judge
16 shall be entitled to receive during life a retirement benefit payable monthly equivalent to
17 75 percent of the salary of an appellate court judge then serving in the office from which
18 such judge retired."

19 **SECTION 2.**

20 Said Code section is further amended by revising subsection (m) as follows:

21 "(m) No benefit shall be payable to an appellate court judge under this Code section until
22 such judge reaches 60 years of age with 12 years of service as an appellate court judge or
23 65 years of age with ten years of service as an appellate court judge, except for incapacity."

1 **SECTION 3.**

2 This Act shall become effective on July 1, 2008, 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5 become effective and shall be automatically repealed in its entirety on July 1, 2008, as
6 required by subsection (a) of Code Section 47-20-50.

7 **SECTION 4.**

8 All laws and parts of laws in conflict with this Act are repealed.