

Senate Bill 172

By: Senator Goggans of the 7th

A BILL TO BE ENTITLED
AN ACT

1 To amend provisions of the Official Code of Georgia Annotated relating to public employee
2 health care; to amend Article 6 of Chapter 18 of Title 45 of the Official Code of Georgia
3 Annotated, relating to the Georgia Retiree Health Benefit Fund, so as to provide for reports
4 to the board of community health; to provide for related matters; to provide an effective date;
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 6 of Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to the
9 Georgia Retiree Health Benefit Fund, is amended by striking Code Section 45-18-102,
10 relating to the responsibilities, duties, and powers of the department, board, and
11 commissioner of community health with regard to the Georgia Retiree Health Benefit Fund,
12 and inserting in lieu thereof a new Code Section 45-18-102 to read as follows:

13 "45-18-102.

14 (a) Responsibility for the proper operation of the fund is vested in the department.

15 (b) The board shall adopt actuarial assumptions as it deems necessary and prudent.

16 (c) The board shall determine the minimum annual required contribution rates sufficient
17 to maintain the fund in accordance with the state plan for other post-employment benefits.

18 (d) The board may adopt any rules and regulations that it finds necessary to properly
19 administer the fund.

20 (e) Reserved. ~~The department shall furnish reports to the board at each of the board's~~
21 ~~regularly scheduled meetings for the board's review. The reports shall contain the most~~
22 ~~recent information reasonably available to the department reflecting the obligations of the~~
23 ~~fund, earnings on investments, and such other information as the board deems necessary~~
24 ~~and appropriate.~~

1 (f) The commissioner of community health, as executive officer of the board, shall employ
2 such personnel as may be needed to carry out the provisions of this article and such
3 personnel shall be employees of the Department of Community Health. The pro rata share
4 of the costs of operating the Department of Community Health in the manner prescribed
5 by law shall be a part of the administrative costs of the fund.

6 (g) The department may employ or contract for the services of actuaries and other
7 professionals as required to carry out the duties established by this article.

8 (h) The department shall contract with the Division of Investment Services of the Teachers
9 Retirement System of Georgia and the Employees' Retirement System of Georgia for any
10 necessary services with respect to fund investments.

11 (i) The department shall maintain all necessary records regarding the fund in accordance
12 with generally accepted accounting principles, as applicable to the fund.

13 (j) The department shall collect all moneys due to the fund and shall pay any
14 administrative expenses necessary and appropriate for the operation of the fund from the
15 fund.

16 (k) The department shall prepare an annual report of fund activities for the board. Such
17 reports shall include, but not be limited to, audited financial statements. The reports shall
18 contain the most recent information reasonably available to the department reflecting the
19 obligations of the fund, earnings on investments, and such other information as the board
20 deems necessary and appropriate.

21 (l) Notwithstanding any other provision of law to the contrary, the department shall be
22 entitled to any information that it deems necessary and appropriate from a retirement
23 system in order that the provisions of Code Section 45-18-103 may be carried out."

24 SECTION 2.

25 This Act shall become effective upon its approval by the Governor or upon its becoming law
26 without such approval.

27 SECTION 3.

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