

House Bill 467

By: Representatives Maxwell of the 17th, Meadows of the 5th, and Benton of the 31st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated,
2 relating to employee and employer contributions and creation of funds for contributions,
3 benefits, and administrative expenses in the Employees' Retirement System of Georgia, so
4 as to change a certain gender designation; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 3 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to
8 employee and employer contributions and creation of funds for contributions, benefits, and
9 administrative expenses in the Employees' Retirement System of Georgia, is amended by
10 revising Code Section 47-2-53, relating to effect of failure of any employee, employer, or
11 reporting official to make contributions or to make reports with respect to employment and
12 membership, as follows:

13 "47-2-53.

14 Any other provisions of law to the contrary notwithstanding, if any employee, his or her
15 employer, or the designated reporting official fails to make such reports properly as are
16 required under this chapter with respect to employment or membership or to make
17 contributions, the board of trustees, after having exhausted all administrative efforts to
18 obtain such reports or contributions, is authorized to and shall declare null and void any
19 and all benefits which would have otherwise accrued to the employee if the proper reports
20 and contributions had been made, provided that those contributions which had been
21 previously credited to the individual's annuity savings fund shall be forthwith refunded.

22 In addition, such individual shall no longer be a member nor henceforth be eligible for
23 membership."

24 **SECTION 2.**

25 All laws and parts of laws in conflict with this Act are repealed.