

House Bill 477 (AS PASSED HOUSE AND SENATE)

By: Representative Maxwell of the 17<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-1-62 of the Official Code of Georgia Annotated, relating to  
2 procedure for establishment of creditable service, computations, employer contributions, and  
3 system or fund unable to provide creditable service, so as to remove a requirement that an  
4 application for certain creditable service be made within a certain period; to provide for an  
5 effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 47-1-62 of the Official Code of Georgia Annotated, relating to procedure for  
9 establishment of creditable service, computations, employer contributions, and system or  
10 fund unable to provide creditable service, is amended by revising subsection (a) as follows:

11 "(a) Any qualified returning veteran desiring to establish creditable service for a period of  
12 qualified service shall so notify the board of trustees of the public retirement system or  
13 fund ~~not later than six months from the date he or she resumes employment.~~ The board of  
14 trustees shall calculate the amount of employee or member contribution which the  
15 returning veteran would have paid if he or she had been a member of the system or fund  
16 during the period of qualified service. If such contribution is based on the member's salary,  
17 the returning veteran's salary shall be deemed to be the rate the member would have  
18 received but for the period of qualified service or, if determination of such rate is not  
19 reasonably certain, the member's average rate of compensation during the 12 month period  
20 immediately preceding the period of qualified service or such lesser time as the member  
21 was employed. The returning veteran shall repay the amount so calculated as his or her  
22 employee or member contribution, which payment must be completed not later than three  
23 times the length of qualified service or five years, whichever period is shorter, computed  
24 from the date the returning veteran resumes employment. The board of trustees of any  
25 public retirement system may provide by rule for computing the amount of creditable  
26 service on payment of less than the total amount of employee contributions."

27

**SECTION 2.**

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

30

**SECTION 3.**

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