



## **Department of Audits and Accounts**

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January 28, 2010

The Honorable Bill Heath  
State Senator  
State Capitol, Room 109  
Atlanta, Georgia 30334

**SUBJECT: State Auditor's Certification  
Substitute to House Bill 172  
(LC 21 0591S)**

Dear Senator Heath:

This substitute bill would amend provisions relating to the re-examination of persons receiving disability benefits under the Employees' Retirement System of Georgia. Specifically, this bill would remove the requirement that the examination be made at the disability beneficiary's place of residence or other place that is mutually agreed upon. Additionally, this substitute bill would amend provisions relating to disability allowances for persons who first or again become members of the Employees' Retirement System on or after September 1, 2010. Under the provisions of this bill, the disability benefits of such persons shall include any income payment received from workers' compensation. In the event workers' compensation was paid as a lump sum, the monthly disability allowance shall be reduced on an actuarial basis as determined by the actuary of this retirement system. If this

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legislation is enacted, the provisions of this bill would become effective upon its approval by the Governor or upon its becoming law without such approval.

This is to certify that this substitute bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Russell W. Hinton  
State Auditor

RWH/cs