

Senate Bill 167

By: Senators Hill of the 4th, Williams of the 19th, Albers of the 56th, Bethel of the 54th,  
Millar of the 40th and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 34-8-193 of the Official Code of Georgia Annotated, relating to  
2 determination of weekly unemployment compensation benefit, so as to provide that any such  
3 benefit shall be reduced by a benefit received from a public retirement system; to define a  
4 certain term; to provide for a method of calculation; to provide for consideration of any  
5 employee contribution; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 34-8-193 of the Official Code of Georgia Annotated, relating to determination  
9 of weekly unemployment compensation benefit, is amended by adding a new subsection to  
10 read as follows:

11 "(i)(1) As used in this Code section, the term 'public retirement system' means any  
12 retirement system or fund created by an Act of the General Assembly or by any political  
13 subdivision of the state upon which public funds are expended. Such term also means  
14 any association of like political subdivisions the purpose of which is the pooling of funds  
15 for retirement or pension purposes. Such term shall not mean a defined contribution fund  
16 established under Section 401(k) or Section 457 of the federal Internal Revenue Code.

17 (2) Notwithstanding the provisions of subsection (f) of this Code section, the amount of  
18 unemployment compensation payable to an individual for any week which begins in a  
19 period with respect to which such individual is receiving a benefit from a public  
20 retirement system shall be reduced by an amount equal to the amount of such benefit.  
21 Such remaining benefit, if not a multiple of \$1.00, shall be computed to the nearest  
22 multiple of \$1.00.

23 (3) The Commissioner shall take into consideration the amount contributed by the  
24 individual to the public retirement system and shall limit such reduction based on the  
25 percent share contributed by such individual."

26

**SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.