

Senate Bill 242

By: Senators Thompson of the 33rd and Hooks of the 14th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 47-17-81 of the Official Code of Georgia Annotated, relating to
2 eligibility for disability benefits under the Peace Officers' Annuity and Benefit Fund, periodic
3 examinations, termination of disability benefits, application, hearings, powers of hearing
4 officer, and appeal, so as to provide that a member of such fund disabled by an injury
5 incurred in the line of duty shall be entitled to a disability benefit under certain conditions;
6 to provide conditions for an effective date and automatic repeal; to repeal conflicting laws;
7 and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Code Section 47-17-81 of the Official Code of Georgia Annotated, relating to eligibility for
11 disability benefits under the Peace Officers' Annuity and Benefit Fund, periodic
12 examinations, termination of disability benefits, application, hearings, powers of hearing
13 officer, and appeal, is amended by revising subsection (a) as follows:

14 "(a)(1) Any dues-paying member who became a member prior to July 1, 1993, who is
15 rendered totally and permanently disabled by disease or injury so as to be unable to
16 perform substantially all of the duties of the position to which the member was regularly
17 assigned when the disability originated or so as to be unable to engage in any occupation
18 or gainful employment for which the member is reasonably suited by virtue of the
19 member's background, training, education, and experience shall be entitled to disability
20 benefits of \$257.00 per month for life or until the member's disability ceases, provided
21 that the member makes application to the board for disability benefits within 12 months
22 of becoming totally and permanently disabled.

23 (2) Any dues-paying member who is rendered totally and permanently disabled by injury
24 incurred in the line of duty so as to be unable to perform substantially all of the duties of
25 the position to which the member was regularly assigned when the disability originated
26 shall be entitled to disability benefits of \$500.00 per month for life or until the member's

27 disability ceases, provided that the member makes application to the board for disability
28 benefits within 12 months of becoming totally and permanently disabled."

29 **SECTION 2.**

30 This Act shall become effective on July 1, 2012, only if it is determined to have been
31 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
32 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
33 become effective and shall be automatically repealed in its entirety on July 1, 2012, as
34 required by subsection (a) of Code Section 47-20-50.

35 **SECTION 3.**

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