

Senate Bill 286

By: Senators Heath of the 31st, Hill of the 4th, Stoner of the 6th, Hooks of the 14th and
Murphy of the 27th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 47-2-292 of the Official Code of Georgia Annotated, relating to
2 merit system of personnel administration for county revenue employees, membership in the
3 Employees' Retirement System of Georgia, contributions, and credit for prior service, so as
4 to provide that no person who first or again becomes a tax commissioner, tax collector, tax
5 receiver, or an employee of any such officer on or after July 1, 2012, shall be eligible for
6 membership in the Employees' Retirement System of Georgia; to provide conditions for an
7 effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 Code Section 47-2-292 of the Official Code of Georgia Annotated, relating to merit system
11 of personnel administration for county revenue employees, membership in the Employees'
12 Retirement System of Georgia, contributions, and credit for prior service, is amended by
13 adding a new subsection to read as follows:

14 "(g) Any other provision of this Code section to the contrary notwithstanding, no person
15 who first or again becomes a tax commissioner, tax collector, tax receiver, or an employee
16 of any such officer on or after July 1, 2012, shall be eligible for membership in this
17 retirement system. Any person serving in any such position on July 1, 2012, who continues
18 in service without a break in service shall remain a member of this retirement system. The
19 reelection of any such officer or the election of any eligible employee to such office shall
20 not constitute a break in service."

21 **SECTION 2.**

22 This Act shall become effective on July 1, 2012, only if it is determined to have been
23 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
24 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not

25 become effective and shall be automatically repealed in its entirety on July 1, 2012, as
26 required by subsection (a) of Code Section 47-20-50.

27 **SECTION 3.**

28 All laws and parts of laws in conflict with this Act are repealed.