

Senate Bill 52

By: Senator Carter of the 1st

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to the
2 Peace Officers' Annuity and Benefit Fund, so as to amend a certain definition; to provide that
3 certified peace officers employed by a public entity to perform duties in conjunction with the
4 operation of a public airport shall be eligible for membership in such fund; to provide for
5 credit for prior service; to authorize any such public entity to make contributions to such
6 fund; to provide conditions for an effective date and automatic repeal; to repeal conflicting
7 laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to the Peace
11 Officers' Annuity and Benefit Fund, is amended in Code Section 47-17-1, relating to
12 definitions, by revising subparagraph (H) of paragraph (5), which is reserved, as follows:

13 "(H) Any peace officer who is employed by any public entity created by statute or by
14 the Constitution of Georgia to own or operate a public airport; who is required by the
15 terms of such peace officer's employment to give his or her full time to the preservation
16 of public order, the protection of life and property, or the detection of crime in
17 conjunction with such operation; and who is required by the terms of his or her
18 employment to comply with the requirements of the 'Georgia Peace Officer Standards
19 and Training Act' contained in Chapter 8 of Title 35;"

20 **SECTION 2.**

21 Said chapter is further amended by adding a new Code section to read as follows:

22 "47-17-72.

23 Any person who, on July 1, 2014, becomes eligible for membership in the fund pursuant
24 to subparagraph (H) of paragraph (5) of Code Section 47-17-1 shall be entitled to obtain
25 creditable service for prior service which comports with the definition established by such
26 subparagraph by making application with the board not later than December 21, 2014, and

27 by paying such amount as determined by the actuary for the fund as necessary to grant such
28 benefit without creating any accrued actuarial liability as to this retirement system. The
29 member's employer shall be authorized, but not required, to pay all or any portion of such
30 amount. Upon receipt of such funds, the board of trustees shall credit the member with
31 only so much creditable service as such amount will warrant without creating any actuarial
32 accrued unfunded liability as to this retirement system, up to the actual number of years of
33 eligible prior service."

34 **SECTION 3.**

35 This Act shall become effective on July 1, 2014, only if it is determined to have been
36 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
37 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
38 become effective and shall be automatically repealed in its entirety on July 1, 2014, as
39 required by subsection (a) of Code Section 47-20-50.

40 **SECTION 4.**

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