

Senate Bill 294

By: Senators Black of the 8th, Hill of the 4th, Hufstetler of the 52nd, Rhett of the 33rd and Anderson of the 43rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated,
2 relating to retirement allowances, disability benefits, and spouses' benefits, so as to require
3 certain public employers to make employer and employee contributions to the Employees'
4 Retirement System of Georgia on behalf of certain employed beneficiaries; to provide for
5 related matters; to provide conditions for an effective date and automatic repeal; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 7 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to
10 retirement allowances, disability benefits, and spouses' benefits, is amended by adding a new
11 Code section to read as follows:

12 "47-2-126.1.

13 (a) Notwithstanding any provision of this chapter to the contrary, an employer that directly
14 or indirectly employs a beneficiary shall pay to the retirement system the employer and
15 employee contributions required by this chapter for members.

16 (b) Any beneficiary described in subsection (a) of this Code section shall continue to
17 receive his or her retirement allowance while so employed; provided, however, that he or
18 she shall not receive creditable service as a result of such employment and shall be
19 considered by the retirement system to be solely a beneficiary.

20 (c)(1) It shall be the duty of each beneficiary to notify an employer of his or her status
21 as a beneficiary prior to accepting employment with such employer.

22 (2) Within 30 days of an employer's employment of a beneficiary, such employer shall
23 notify the board of trustees of such beneficiary's name, salary, number of hours, in what
24 position the beneficiary is employed, and such other information as the board of trustees
25 may prescribe."

26

SECTION 2.

27 This Act shall become effective on July 1, 2018, only if it is determined to have been
28 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
29 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
30 become effective and shall be automatically repealed in its entirety on July 1, 2018, as
31 required by subsection (a) of Code Section 47-20-50.

32

SECTION 3.

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