

Senators Tillery of the 19th, Mullis of the 53rd, Cowser of the 46th, Jordan of the 6th, Thompson of the 5th and others offered the following amendment:

1 *Amend HB 795 (LC 36 3490) by deleting lines 1 through 3 and inserting in lieu thereof the*
 2 *following:* To amend Chapters 2 and 9 of Title 34 of the Official Code of Georgia Annotated,
 3 relating to the Department of Labor and workers' compensation, respectively, so as to
 4 provide for certain administrative functions of such department and the State Board of
 5 Workers' Compensation; to authorize the Commissioner of Labor to prescribe certain rules;

6 *By adding after "checks;" on line 8 the following:* to change certain provisions relating to the
 7 eligibility for appointment as director emeritus; to provide procedural requirements for rules
 8 of the board;

9 *By inserting between lines 88 and 89 the following:* Chapter 9 of Title 34 of the Official
 10 Code of Georgia Annotated, relating to workers' compensation, is amended by revising Code
 11 Section 34-9-53, relating to directors emeritus of the State Board of Workers' Compensation
 12 and the eligibility and procedure for appointment, as follows:

13 "34-9-53.

14 (a) There is created the office of director emeritus of the board.

15 (b) Any director of the board ~~now or hereafter~~ in office on June 30, 2018, shall be eligible
 16 for appointment as director emeritus, ~~provided that~~ once such member of the board has
 17 reached the age of 60 years and has also attained 20 consecutive years of service in the
 18 capacity of chairman, director, deputy director or administrative law judge, member of the
 19 General Assembly, or a combination of consecutive service in these offices; ~~and provided,~~
 20 ~~further,~~ provided that not more than five years' service in the General Assembly shall be
 21 allowed as service credit under this Code section. The Governor shall appoint to the
 22 position of director emeritus anyone eligible under this Code section who shall advise the
 23 Governor in writing that he or she desires to resign from the office of director of the board
 24 and accept appointment as director emeritus of the board, stating in such notice the date
 25 upon which the resignation as director and appointment as director emeritus shall become
 26 effective; and upon such notice the Governor shall make such appointment effective upon
 27 the date requested, and the resignation as director of the board shall be automatically
 28 effective as of the same date as the appointment as director emeritus.

29 (c) Notwithstanding the provisions of subsection (b) of this Code section, all persons
30 appointed to the office of director emeritus of the board prior to June 30, 2018, shall
31 continue to hold such office for the term and salary provided for in Code Section 34-9-54."

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SECTION 4.

33 Said chapter is further amended in Code Section 34-9-60, relating to rule-making and
34 subpoena powers and service and enforcement of subpoenas, by adding a new subsection to
35 read as follows:

36 "(c) Any rules of the board shall be subject to and adopted in compliance with the
37 provisions of Code Section 50-13-4. In addition to providing notice to any chairpersons
38 specified by the presiding officers as provided in subsection (e) of Code Section 50-13-4,
39 the legislative counsel shall also transmit notice of the board's intended action to the House
40 Committee on Judiciary, the Senate Judiciary Committee, the House Committee on
41 Industry and Labor, and the Senate Insurance and Labor Committee, and each such
42 committee shall be granted all the rights provided for interested persons and governmental
43 subdivisions in paragraph (2) of subsection (a) of Code Section 50-13-4."

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SECTION 5.