

House Bill 191

By: Representatives Benton of the 31st, Powell of the 32nd, Smyre of the 135th, Greene of the 151st, Parrish of the 158th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 6 of Title 47 of the Official Code of Georgia Annotated, relating to the
2 Georgia Legislative Retirement System, so as to provide for definitions; to change certain
3 provisions relating to employee contributions to the retirement system, payment of employee
4 contributions on behalf of the member, and additional contributions; to change certain
5 provisions relating to prior service credit for military service; to increase the amount of the
6 retirement allowance; to provide for related matters; to provide conditions for an effective
7 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 Chapter 6 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia
11 Legislative Retirement System, is amended in Code Section 47-6-1, relating to definitions,
12 by adding two new paragraphs to read as follows:

13 "(7.1) 'Monthly salary' means the full rate of the regular monthly salary, not including
14 any per diems, allowances, expense reimbursements, or salary supplements, payable to
15 a regular member of the General Assembly pursuant to provisions of Code
16 Section 45-7-4."

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17 "(11) 'Term of office' means the period of time beginning when an individual receives
 18 his or her commission as a member of the General Assembly from the Secretary of State,
 19 which commission is issued in accordance with paragraph (2) of subsection (b) of Code
 20 Section 21-2-502, until the second Monday in January of the next odd-numbered year."

21 **SECTION 2.**

22 Said chapter is further amended in Code Section 47-6-60, relating to employee contributions
 23 to the retirement system, payment of employee contributions on behalf of the member, and
 24 additional contributions, by revising subsections (a) and (f) as follows:

25 "(a) Each member shall contribute ~~7 1/2~~ 9 1/2 percent of his or her monthly salary. Such
 26 contributions shall be made through payroll deductions by the legislative fiscal officer."

27 ~~"(f) In addition to the employee contributions required by subsections (a) and (d) of this~~
 28 ~~Code section, effective July 1, 1986, each member shall contribute 1 percent of the~~
 29 ~~member's monthly salary to the system. Such members shall have such additional amount~~
 30 ~~of employee contributions required by this subsection deducted by the legislative fiscal~~
 31 ~~officer from their monthly salary along with the other deduction from such salary made by~~
 32 ~~said legislative fiscal officer pursuant to subsections (a) and (d) of this Code section.~~
 33 Reserved."

34 **SECTION 3.**

35 Said chapter is further amended in Code Section 47-6-70.1, relating to prior service credit
 36 for military service, by revising paragraph (6) as follows:

37 "(6) The member must pay to the board of trustees the regular employee contribution of
 38 ~~7 1/2 percent of compensation provided by subsection (a) of Code Section 47-6-60~~ based
 39 on the ~~compensation~~ monthly salary received by members of the General Assembly
 40 ~~during legislative sessions~~ at the time the military service was rendered plus interest on

41 such employee contributions at the rate of 7 percent per annum compounded annually
42 from the time the military service was rendered until the date of payment."

43 **SECTION 4.**

44 Said chapter is further amended in Code Section 47-6-80, relating to eligibility and
45 application for a retirement allowance, early retirement, amount of retirement allowance,
46 compliance with federal tax laws, and increases in retirement allowance, by revising
47 subsections (a) and (d) as follows:

48 "(a) Upon the written application to the board, any member of the system who (1) has
49 attained age 65 and has completed eight or more years of creditable service or (2) has
50 attained age 62 and has completed eight or more years of membership service shall be
51 retired by the board on a retirement allowance and shall thereupon become a beneficiary
52 of the system, provided that he or she is no longer in the service of the state, whether as a
53 member of the General Assembly or otherwise. In lieu of eight years of service, a member
54 may substitute four terms of office in the General Assembly."

55 "(d) Upon such retirement under subsection (a) of this Code section, the retired member
56 shall receive a monthly service retirement allowance which shall be equal to ~~\$28.00~~ \$50.00
57 multiplied by the number of years of the member's creditable service."

58 **SECTION 5.**

59 This Act shall become effective on July 1, 2022, only if it is determined to have been
60 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
61 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
62 become effective and shall be automatically repealed in its entirety on July 1, 2022, as
63 required by subsection (a) of Code Section 47-20-50.

64

SECTION 6.

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