

House Bill 105

By: Representatives Wade of the 9<sup>th</sup>, Gambill of the 15<sup>th</sup>, Hong of the 103<sup>rd</sup>, McDonald III of the 26<sup>th</sup>, Erwin of the 32<sup>nd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 45-9-78 of the Official Code of Georgia Annotated, relating to  
2 payment of indemnification for death or disability generally, designation of method of  
3 payment, and procedure for making payments, so as to increase the indemnification award  
4 of certain state public school personnel in the event of death; to provide for related matters;  
5 to provide for an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 45-9-78 of the Official Code of Georgia Annotated, relating to payment of  
9 indemnification for death or disability generally, designation of method of payment, and  
10 procedure for making payments, is amended by revising subsection (b) as follows:

11 "(b) For any compensable claim filed under this article, payment shall be made as follows:

12 (1) In the case of permanent disability, the eligible disabled person pursuant to this  
13 article may elect payment of \$75,000.00 in equal installments over a period of five years  
14 or a payment in lump sum which shall consist of \$75,000.00 reduced to its present value  
15 upon the basis of interest calculated at the rate of 6 percent per annum; and

16 (2) In the case of death, payment shall be made to the estate of a person who is eligible  
17 for indemnification under this article as follows: the executor or administrator may elect  
18 payment of ~~\$75,000.00~~ \$150,000.00 in equal installments over a period of five years or  
19 a payment in lump sum which shall consist of ~~\$75,000.00~~ \$150,000.00 reduced to its  
20 present value upon the basis of interest calculated at the rate of 6 percent per annum."

21 **SECTION 2.**

22 This Act shall become effective upon its approval by the Governor or upon its becoming law  
23 without such approval.

24 **SECTION 3.**

25 All laws and parts of laws in conflict with this Act are repealed.