

House Bill 721

By: Representatives Kirby of the 114<sup>th</sup>, Dollar of the 45<sup>th</sup>, Williams of the 148<sup>th</sup>, and Watson of the 172<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 47 of the Official Code of Georgia Annotated, relating to retirement and  
2 pensions, so as to provide for the transfer of creditable service from the Legislative  
3 Retirement System to the Employees' Retirement System for certain members of the Georgia  
4 State Employees' Pension and Savings Plan; to provide for related matters; to provide  
5 conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other  
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, is  
10 amended by revising subsection (c) of Code Section 47-1-9, relating to crediting of time  
11 toward the Georgia Legislative Retirement System, restrictions on crediting, options for  
12 members, refund of contributions, and construction of conflicting provisions, as follows:

13 "(c) Except as provided by Code Section 47-2-361, any Any person becoming a member  
14 of the General Assembly after December 31, 1985, shall be eligible to obtain creditable  
15 service as a member of the General Assembly only for the purposes of the Georgia  
16 Legislative Retirement System, and no service as a member of the General Assembly  
17 which is obtained on or after January 1, 1986, by any such person shall be creditable or  
18 used as creditable service for the purposes of any other public retirement or pension system  
19 of this state."

20 **SECTION 2.**

21 Said title is further amended in Article 10 of Chapter 2, relating to the Georgia State  
22 Employees' Pension and Savings Plan, by adding a new Code section to read as follows:

23 "47-2-361.

24 A member who is part of the Georgia State Employees' Pension and Savings Plan with at  
25 least two years of membership service in this retirement system who was a member of the

26 Georgia Legislative Retirement System and has not withdrawn his or her contributions  
27 from the Legislative Retirement System may elect to have all contributions made by or on  
28 behalf of such member transferred from such retirement system to this retirement system  
29 and obtain creditable service in this retirement system to be awarded month for month for  
30 his or her creditable service in the Georgia Legislative Retirement System."

31 **SECTION 3.**

32 This Act shall become effective on July 1, 2020, only if it is determined to have been  
33 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia  
34 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not  
35 become effective and shall be automatically repealed in its entirety on July 1, 2020, as  
36 required by subsection (a) of Code Section 47-20-50.

37 **SECTION 4.**

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