

Senate Bill 339

By: Senators Stone of the 23rd and Hufstetler of the 52nd

A BILL TO BE ENTITLED
AN ACT

To amend Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, so as to revise, modernize, and correct errors or omissions in said title in furtherance of the work of the Code Revision Commission; to provide for effect in event of conflicts; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 47 of the Official Code of Georgia Annotated, relating to retirement and pensions, is amended in:

(1) Code Section 47-2-295.1, relating to employees of the Department of Juvenile Justice, by revising subsections (a) and (b) as follows:

"(a) As used in this Code section, the term:

(1) 'Department' means the Department of Juvenile Justice.

(2) 'Local retirement system' means a retirement or pension system maintained by a county which includes as members thereof county probation and intake ~~employees~~ officers who become employees of the department as a result of the county probation and intake ~~services~~ services being transferred to the department pursuant to the provisions of Code Section ~~15-11-24.3~~, and the 15-11-69. The term includes any such retirement or pension system created by law or created by ordinance or resolution of the county under the home rule provisions of the Constitution of Georgia.

(3) 'Probation and intake ~~employee officer~~' means a probation and intake ~~employee~~ officer as such term is defined in ~~paragraph (1) of subsection (a) of Code Section 15-11-24.3~~ 15-11-2.

(b) Any ~~person~~ probation and intake officer becoming an employee of the department at any time on or after July 1, 1993, as a result of a transfer of county probation and intake services to the department pursuant to the provisions of Code Section ~~15-11-24.3~~ 15-11-69 shall have the options and rights provided for by this Code section. The options available

to any such employee under this Code section must be exercised within 18 months after the date the applicable county probation and intake services are transferred to the department. Any such option shall be exercised by such employee notifying, in writing, the Board of Trustees of the Employees' Retirement System of Georgia, the governing authority of the applicable county, and, when applicable, the board of trustees or other managing body of any local retirement system of which the employee is a member. If the employee is a member of a local retirement system, such membership shall continue pending the exercise of an option provided by this Code section. The choice made by an employee in selecting an option provided by this Code section shall be irrevocable and may not at any time thereafter be rescinded or modified."

(2) Code Section 47-17-1, relating to definitions regarding the Peace Officers' Annuity and Benefit Fund, in division (5)(I)(i), by replacing "delinquent and unruly children" with "delinquent children or children in need of services" each time it appears and by deleting the comma after "programs".

(3) Code Section 47-23-1, relating to definitions relative to the Georgia Judicial Retirement System, in paragraph (13), by replacing "15-11-18" with "15-11-50".

SECTION 2.

In the event of an irreconcilable conflict between a provision of this Act and a provision of another Act enacted at the 2014 regular session of the General Assembly, the provision of such other Act shall control over this Act to the extent of the conflict.

SECTION 3.

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

SECTION 4.

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