

The Senate Committee on Retirement offered the following substitute to SB 249:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to the
2 Peace Officers' Annuity and Benefit Fund, so as to provide that certain certified jail officers
3 shall be eligible for membership in such fund; to revise provisions authorizing the board to
4 increase the monthly maximum benefit amount payable by the fund; to increase the amount
5 of monthly dues paid by members of the fund and provide that the board may increase or
6 decrease such amount under certain conditions; to revise provisions related to retiring prior
7 to the full payment of dues owed; to revise provisions for the purchase of certain creditable
8 service; to revise amounts collected from certain fines and forfeitures in criminal and
9 quasi-criminal cases; to increase the monthly benefit allowed upon retirement; to provide for
10 related matters; to provide conditions for an effective date and automatic repeal; to repeal
11 conflicting laws; and for other purposes.

12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

13 Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to the Peace
14 Officers' Annuity and Benefit Fund, is amended in paragraph (5) of Code Section 47-17-1,
15 relating to definitions, by striking "and" at the end of subparagraph (J), by replacing the
16 period with "; and" at the end of subparagraph (K), and by adding the following:

17 "(L) Each jail officer, as such term is defined in the Code Section 35-8-2, who is
18 certified by the Georgia Peace Officer Standards and Training Council and who
19 maintains compliance with Chapter 8 of Title 35, the 'Georgia Peace Officer Standards
20 and Training Act.'"

SECTION 2.

22 Said chapter is further amended by revising subsection (a) of Code Section 47-17-44, relating
23 to amount of dues, deadline and minimum period for payments, dues required for credit for
24 service after March 1, 1951, and dues required for prior service credit, as follows:
25

- 26 "(a)(1) Beginning on July 1, 2020, and ending on June 30, 2021, each Each member shall
 27 pay monthly dues into the fund as ~~dues the~~ sum of \$20.00 \$25.00 per month.
- 28 (2)(A) On and after July 1, 2021, each member shall pay monthly dues into the fund
 29 in an amount to be determined annually by the board that shall be at least \$25.00, but
 30 shall not exceed \$50.00.
- 31 (B) The base amount of monthly dues established pursuant to this paragraph shall
 32 apply uniformly to all members.
- 33 (C) The board shall determine the monthly dues amount based on:
- 34 (i) The recommendation of the actuary of the board;
 35 (ii) The maintenance of the actuarial soundness of the fund in accordance with the
 36 minimum funding standards provided in Code Section 47-20-10 or such higher
 37 standards as may be adopted by the board; and
 38 (iii) Such other factors as the board declares relevant.
- 39 (3) Each month's dues shall be paid not later than the tenth day of that month.
- 40 (4) Each member shall be required to pay such dues for a minimum period of ten years,
 41 or 15 years for individuals who became members on or after July 1, 2010, before being
 42 eligible to receive the retirement benefits under this chapter, provided that, if such
 43 member is eligible to retire under this chapter and so desires, such member may retire,
 44 and the board shall deduct such monthly amount from his or her retirement benefits until
 45 he or she has paid dues into the fund for a period of ten years or 15 years for individuals
 46 who became members on or after July 1, 2010."

47 SECTION 3.

48 Said chapter is further amended by revising subsections (a) and (a.1) of Code Section
 49 47-17-60, relating to payments to the fund from fines and bonds collected in criminal and
 50 quasi-criminal cases, duty of collecting authority to record and remit sums collected, and
 51 penalty, as follows:

- 52 "(a) ~~A portion of each fine collected and~~ The greater of \$10.00 or 10 percent of each bond
 53 forfeited and collected in any criminal or quasi-criminal case for violation of state statutes,
 54 county ordinances, or municipal ordinances, which case is before any court or tribunal in
 55 this state, shall be paid to the secretary-treasurer. An amount equal to the greater of \$10.00
 56 or 10 percent of each fine imposed in any criminal or quasi-criminal case for violation of
 57 state statutes, county ordinances, or municipal ordinances, which case is before any court
 58 or tribunal in this state, shall be added to the amount of the fine imposed and collected, and,
 59 once collected, shall be paid to the secretary-treasurer, according to the following schedule:
- 60 (1) ~~Three dollars for any fine or bond forfeiture of more than \$4.00, but not more~~
 61 than \$25.00;

132 **SECTION 6.**
133 All laws and parts of laws in conflict with this Act are repealed.