House Bill 319 (AS PASSED HOUSE AND SENATE)
By: Representatives Williams of the 148th, Hogan of the 179th, Gilliard of the 162nd, Belton of the 112th, Gravley of the 67th, and others

A BILL TO BE ENTITLED
AN ACT

To amend Article 6 of Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to retirement, retirement allowances, disability benefits, and death benefits relative to the Georgia Firefighters' Pension Fund, so as to provide that a member's benefits payable after death shall be paid to his or her estate when such member failed to designate a beneficiary or his or her designated beneficiaries are deceased; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 6 of Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to retirement, retirement allowances, disability benefits, and death benefits relative to the Georgia Firefighters' Pension Fund, is amended by revising Code Section 47-7-103, relating to benefits payable to a named beneficiary upon death of members prior to the commencement of benefits or payment of benefits equal to members' dues, as follows:

"47-7-103. (a) In the event of the death of an active member who has not commenced receiving any benefits under this chapter, up to five selected beneficiaries of such deceased member shall be entitled to be paid the amount of $5,000.00 split equally among the selected beneficiaries, upon any selected beneficiary making proper application to the executive director of the fund. Such application shall be accompanied by a certified copy of the death certificate of the deceased member and such other information as may be required by the board.

(b) In the event of the death of a retired member of the fund who has not elected survivor benefits under Option A or B as provided for in subsection (d) of Code Section 47-7-100 and who has commenced receiving benefits under this chapter, but who has not received total benefits in an amount equal to $5,000.00, up to five beneficiaries selected by the member shall be entitled to receive an equally apportioned amount from the difference..."
between $5,000.00 and the amount of benefits received by such deceased member, upon
making application as provided for in subsection (a) of this Code section.
(c) In the event of the death of an active member or a retired member who failed to
designate a beneficiary, or if all named beneficiaries have predeceased such member, any
benefits otherwise payable under subsections (a) or (b) of this Code section shall be
payable to such member's estate."

SECTION 2.
All laws and parts of laws in conflict with this Act are repealed.