

**Third Amendment to the
State of Georgia Employees'
Deferred Compensation Plan**

The State of Georgia Employees' Deferred Compensation Plan (the "Plan") was previously established by the State of Georgia and is currently administered by Board of Trustees of the Employees' Retirement System of Georgia ("the Board" or "Board of Trustees").

WITNESSETH:

WHEREAS, the Plan was originally established effective July 25, 1979, and has been subsequently amended several times, with the most recent amendment and restatement as of January 1, 2009;

WHEREAS, the Board desires to amend the Plan to clarify that if a Participant is an active contributing member in the State of Georgia Employee Retirement System (ERS) he or she should be treated as and active contributing member of this Plan; and

WHEREAS, Section 8.1 of the Plan provides that the Board of Trustees may amend the Plan at any time.

NOW, THEREFORE, BE IT RESOLVED, the Plan is hereby amended as follows:

1. Section 2.1(o) of the Plan, the definition of "Employee" is hereby amended by adding the following language to the end thereof:

"Notwithstanding any other provision of this Plan, effective July 1, 2015, if any person fails to meet the requirements of this paragraph, such person shall not be considered an Employee within the meaning of this Subsection until such time as the required conditions are once again met, unless the person remains eligible to contribute to the Employees' Retirement System of Georgia during that time."

2. Section 3.8 of the Plan is hereby amended is hereby amended by removing ";or" at the end of subsection (d) and adding new subsections (f) and (g) to the end therefore to read as follows:

"(f) Effective as of July 1, 2015, the pay period following the date the Participant ceases to be an Employee (as defined in Section 2.1(o) of the Plan) who is eligible to participate in the Plan; or

(g) Effective as of July 1, 2015, the Participant is no longer eligible to contribute to the Employees' Retirement System of Georgia."

**BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT SYSTEM
OF GEORGIA**

By: 

Its: Board Chair

Date: June 18, 2015