

Notice

The Board of Trustees of the Employees' Retirement System hereby gives notice that it intends to adopt amendments to Rule 513-1-1-.05, which are attached, pursuant to O.C.G.A. § 47-2-20 at its regular bimonthly meeting to be held on June 16, 2022, at 10:30 A.M. at the address below and via teleconference (link will be provided at a later date before meeting).

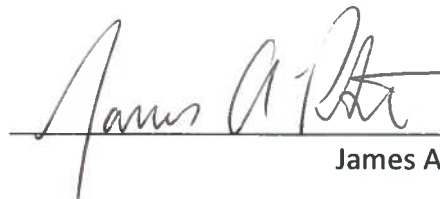
In compliance with O.C.G.A. § 47-1-10, this notice is being emailed to all members who have requested to be notified regarding proposed rules, all employers, member organizations, and each member of the Standing Senate and House Retirement Committees.

This law provides that employers shall post this notice on bulletin boards for their respective employees and shall otherwise take reasonable steps to assure that members of the system are made aware of the notice.

The law further provides that data, views, or arguments relative to the proposed rule may be submitted for consideration to the Board of Trustees. The submissions should be made to the following address no later than June 10, 2022:

Employees' Retirement System Board of Trustees
c/o James A. Potvin
Director, Employees' Retirement System of Georgia
Two Northside 75
Suite 300
Atlanta, Georgia 30318

This the 2nd day of May, 2022.



James A. Potvin, Director

513-1-1-.05 Post-Retirement Cost-of-Living Benefit Adjustment

- (1) "Post-retirement benefit adjustment" shall not include any increases in member's retirement benefit associated with the type of optional form of payment selected at retirement. Such adjustments shall not include changes to a beneficiary's Supplemental Guaranteed Lifetime Income annuity.
- (2) ~~Each January 1 and July 1~~ Annually, a cost-of-living post-retirement benefit adjustment(s) may be granted to each beneficiary who has ~~attained age forty-five (45)~~ surpassed the later of their Retirement Date or Normal Retirement Date (as defined in the Funding Policy) and has been retired by at least seven (7) twelve (12) months. The cost-of-living post-retirement benefit adjustment may be granted to beneficiaries who are receiving a disability allowance ~~regardless of age and have surpassed the later of their Retirement Date or age forty-four (44) by at least twelve (12) months.~~ Any increase ~~not to exceed one and one-half percent (1.5%) may be made and shall apply only to the current retirement allowance not in excess of the Social Security wage base as established for that calendar year.~~
- (3) An ad hoc post-retirement benefit adjustment may be granted based upon provisions adopted by the Board of Trustees and shall apply to the retirement allowance not in excess of the Social Security wage base as established for that calendar year.
- (4) Any increase in benefit shall become effective only if the necessary appropriations/funds are available to maintain the actuarial soundness of the System.
- (5) A member who becomes or became a member of this retirement system on or after July 1, 2009 shall not be entitled to receive any post-retirement benefit adjustment.

Statutory Citation(s)

- O.C.G.A. § 47-2-29(a)

(a) On a date to be established by the board of trustees, but not before April 1, 1967, the board of trustees is authorized to adopt a method of providing for postretirement benefit adjustments for the purpose of maintaining essentially no less purchasing power for a beneficiary in his postretirement years. Such method shall be based upon:

- (1) Recommendation of the actuary for the board of trustees;*
- (2) Maintaining the actuarial soundness of the retirement system;*
- (3) Its application to the retirement income of members retiring on or after the adoption of such method by the board of trustees; and*
- (4) Any additional contribution by the member in an amount not to exceed one-fourth of 1 percent of his monthly earnable compensation.*

This Code section shall also be applicable to those members retiring before April 1, 1967.

Explanation of Rule Creation

Pursuant to the ERS Funding Policy updates, the existing rule regarding post-retirement benefit adjustments must be updated so as to reflect the changes made to eligibility requirements to receive a post-retirement benefit adjustment. It also provides for some additional clarifications to the definition of “post-retirement benefit adjustment.”