

## **Rule 513-7-1-.13 Waiting Legal Age Status**

- (1) A member who no longer serves in the fire service and has not yet attained the age of 50 (for early retirement) or 55 (for full retirement), but who has earned the minimum creditable service years required for benefits upon application, may defer the receipt of benefits until the member reaches the chosen retirement age. Such member shall be placed in "Waiting Legal Age" status. In the event the member is placed in "Waiting Legal Age" status, an application for retirement shall be filed with the Fund, but shall not be presented to the Board for approval until the member reaches the chosen retirement age. A member who elects "Waiting Legal Age" status at the minimum vested age may at any time revoke the election and apply for early retirement benefits, if otherwise eligible.
- (2) Any person in "Waiting Legal Age" status who returns to active service revokes the member's election for retirement and must notify the Executive Director of that fact within thirty (30) days after returning to active service. Such member will automatically be placed on "Leave of Absence" pending the receipt of a new member application, if the member chooses to re-join the Fund.
- (3) Reserved.

**Cite as Ga. Comp. R. & Regs. r. 513-7-1-.13**

**Authority:** O.C.G.A. Sec. [47-7-23](#).

**History.** Original Rule entitled "Waiting Legal Age Status" adopted. F. Dec. 23, 1985; eff. Apr. 19, 1984, as specified by the Agency.

**Amended:** F. Aug. 22, 1994; eff. Sept. 11, 1994.

**Amended:** F. Dec. 29, 1999; eff. Jan. 18, 2000.

**Amended:** F. Feb. 5, 2001; eff. Feb. 25, 2001.

**Amended:** F. Aug. 20, 2009; eff. Sept. 9, 2009.

**Amended:** F. Oct. 29, 2013; eff. Nov. 18, 2013.