

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 1073

Short Title: Extend Sunset/Retired Teachers Return to Work. (Public)

Sponsors: Representatives Rapp, McLawhorn (Primary Sponsors); Alexander, B. Allen, L. Allen, Bell, Bordsen, Carney, Coates, Cole, Coleman, Dickson, England, Farmer-Butterfield, Fisher, Glazier, Goforth, Hackney, Insko, Justus, LaRoque, McGee, Parmon, Preston, Ross, Saunders, Steen, Tolson, Wainwright, Warren, Weiss, Wright, and Yongue.

Referred to: Pensions and Retirement.

March 31, 2005

A BILL TO BE ENTITLED

1 AN ACT TO EXTEND THE SUNSET FOR ALLOWING RETIRED TEACHERS TO
2 RETURN TO WORK AFTER SIX MONTHS WITHOUT LOSING RETIREMENT
3 BENEFITS AND TO DIRECT A STUDY OF THE IMPACT OF ALLOWING
4 RETIRED STATE EMPLOYEES TO RETURN TO WORK.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Subsection (d) of Section 28.24 of S.L. 1998-212, as rewritten
8 by Section 28.10 of S.L. 2002-126 and by Section 31.18A of S.L. 2004-124, reads as
9 rewritten:

10 "(d) This section becomes effective January 1, 1999, and expires June 30, ~~2005-~~
11 2006."

12 **SECTION 2.** The introductory language of Section 67 of S.L. 1998-217, as
13 rewritten by Section 28.10 of S.L. 2002-126 and by Section 31.18A of S.L. 2004-124,
14 reads as rewritten:

15 "**SECTION 67.** Effective January 1, 1999, through June 30, ~~2005,~~2006,
16 G.S. 135-3(8)c., as rewritten by Section 28.24(a) of S.L. 1998-212 reads as rewritten:".

17 **SECTION 3.** Subsection (b) of Section 67.1 of S.L. 1998-217, as rewritten
18 by Section 28.10 of S.L. 2002-126 and by Section 31.18A of S.L. 2004-124, reads as
19 rewritten:

20 "(b) This section becomes effective January 1, 1999, and expires June 30, ~~2005-~~
21 2006."

22 **SECTION 4.** Subsection (c) of Section 32.25 of S.L. 2001-424, as rewritten
23 by Section 28.10 of S.L. 2002-126 and by Section 31.18A of S.L. 2004-124, reads as
24 rewritten:

1 **"SECTION 32.25.(c)** This section becomes effective July 1, 2001, and expires June
2 30, ~~2005.~~ 2006."

3 **SECTION 5.** The Department of Public Instruction and the Office of State
4 Personnel, in consultation with the Retirement Systems Division, shall study the impact
5 of eliminating the postretirement earnings restriction for teachers and shall also evaluate
6 the potential for eliminating that restriction for all State employees. The study shall
7 provide separate evaluations for eliminating the restriction for all State employees,
8 alternatively applying both a two-month waiting period and a six-month waiting period
9 prior to reemployment. The Department of Public Instruction and the Office of State
10 Personnel shall report their findings and any recommendations to the 2007 General
11 Assembly.

12 **SECTION 6.** This act becomes effective June 30, 2005.