

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE DRH60804-LL-347 (05/16)

Short Title: Roth 401k Accounts/Law Enforcement Officers. (Public)

Sponsors: Representatives Bell and Wilson (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR ROTH 401K CONTRIBUTIONS FOR LAW ENFORCEMENT OFFICERS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-166.30(h) reads as rewritten:

"(h) Notwithstanding any other provisions of law, any pending or inchoate rights of a member of the Law-Enforcement Officers' Retirement System as of their transfer to the State Retirement System on January 1, 1985, including the rights to a vested deferred retirement allowance and to commence retirement at certain ages with required years of service as a law-enforcement officer, shall in no way be diminished; provided, however, in no event may a member commence retirement and continue membership service with the same Retirement System.

No eligible officer shall be precluded from exercising that officer's pending or inchoate rights under this section, should the officer elect to make Roth after-tax contributions to the Supplemental Retirement Income Plan, except that these Roth after-tax contributions and the earnings thereon shall not be subsequently transferred to the Teachers' and State Employees' Retirement System."

SECTION 2. G.S. 143-166.50(c) reads as rewritten:

"(c) Rights. – Notwithstanding any other provisions of law, any accrued or inchoate rights of a member of the Law-Enforcement Officers' Retirement System as of his transfer to the Local Governmental Employees' Retirement System on January 1, 1986, including the rights to a vested deferred retirement allowance and to commence retirement at certain ages with required years of service as a law-enforcement officer, may in no way be diminished; provided, however, in no event may a member commence retirement and continue membership service with the same Retirement System after January 1, 1986.

1 No eligible officer shall be precluded from exercising that officer's pending or
2 inchoate rights under this section, should the officer elect to make Roth after-tax
3 contributions to the Supplemental Retirement Income Plan, except that these Roth
4 after-tax contributions and the earnings thereon shall not be subsequently transferred to
5 the Local Governmental Employees' Retirement System."

6 **SECTION 3.** This act becomes effective July 1, 2006.