

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 853*

Short Title: Reciprocity/Optional Retirement System. (Public)

Sponsors: Representatives Insko; Coleman, Pierce, and Wainwright.

Referred to: Pensions and Retirement.

March 22, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR RECIPROCITY BETWEEN THE OPTIONAL
3 RETIREMENT PROGRAM FOR STATE INSTITUTIONS OF HIGHER
4 EDUCATION AND THE TEACHERS' AND STATE EMPLOYEES'
5 RETIREMENT SYSTEM.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 135-4A reads as rewritten:

8 "§ 135-4A. **Reciprocity of creditable service with other State-administered**
9 **retirement systems. systems and the Optional Retirement Program for**
10 **State institutions of higher education.**

11 (a) Only for the purpose of determining eligibility for benefits accruing under
12 this Article, creditable service standing to the credit of a member of the Legislative
13 Retirement System, the Consolidated Judicial Retirement System, or the Local
14 Governmental Employees' Retirement System System, or the Optional Retirement
15 Program for State institutions of higher education under G.S. 135-5.1 shall be added to
16 the creditable service standing to the credit of a member of this System; provided, that
17 in the event a person is a retired member of any of the foregoing retirement systems,
18 such creditable service standing to the credit of the retired member prior to retirement
19 shall be likewise counted. In no instance shall service credits maintained in the
20 aforementioned retirement systems be added to the creditable service in this System for
21 application of this System's benefit accrual rate in computing a service retirement
22 benefit unless specifically authorized by this Article.

23 (b) A person who was a former member of this System and who has forfeited his
24 creditable service in this System by receiving a return of contributions and who has
25 creditable service in the Legislative Retirement System, the Consolidated Judicial
26 Retirement System, or the Local Governmental Employees' Retirement System System,
27 or the Optional Retirement Program for State institutions of higher education under
28 G.S. 135-5.1 may count such creditable service for the purpose of restoring the

1 creditable service forfeited in this System under the terms and conditions as set forth in
2 this Article and reestablish membership in this System.

3 (c) Creditable service under this section shall not be counted twice for the same
4 period of time whether earned as a member, purchased, or granted as prior service
5 credits."

6 **SECTION 2.** This act becomes effective July 1, 2005.