

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH50235-LL-163 (2/23)

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

Sponsors: Representatives Rapp and McLawhorn (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE SUNSET FOR ALLOWING RETIRED TEACHERS TO RETURN TO WORK AFTER SIX MONTHS WITHOUT LOSING RETIREMENT BENEFITS AND TO DIRECT A STUDY OF THE IMPACT OF ALLOWING RETIRED STATE EMPLOYEES TO RETURN TO WORK.

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

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

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

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

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