

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 156*

Short Title: DOT Retired Engineers.

(Public)

Sponsors: Senator Jenkins.

Referred to: Appropriations/Base Budget.

February 16, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE THE CAP ON EARNINGS BY RETIRED DEPARTMENT
3 OF TRANSPORTATION ENGINEERS AND ENGINEERING TECHNICIANS,
4 AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION
5 OVERSIGHT COMMITTEE.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 135-3(8) is amended by adding a new sub-subdivision to
8 read:

9 "c1. The computation of postretirement earnings of a beneficiary
10 under sub-subdivision c. of this subdivision who has been
11 retired at least six months and has not been employed in any
12 capacity with the Department of Transportation for at least six
13 months immediately preceding the effective date of
14 reemployment shall not include earnings while the beneficiary
15 is employed with the Department of Transportation as an
16 engineer or engineering technician. The Department of
17 Transportation shall certify to the Retirement System that a
18 beneficiary is employed by the Department of Transportation as
19 a retired engineer or retired engineering technician.

20 A 'retired engineer' or 'retired engineering technician' means
21 a beneficiary of the Teachers' and State Employees' Retirement
22 System of the State of North Carolina who has been retired at
23 least six months, has not been employed in any capacity with
24 the Department of Transportation for at least six months
25 immediately preceding the effective date of reemployment, is
26 determined by the Department of Transportation to have had
27 satisfactory performance during the last year of employment,
28 and who is employed as an engineer or engineering technician.
29 A retired engineer or engineering technician shall be treated the

1 same as a probationary employee except that a retired engineer
2 or engineering technician is not eligible for career status.
3 Beneficiaries employed under this sub-subdivision are not
4 entitled to any benefits otherwise provided under this Chapter
5 as a result of this period of employment."

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