

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1043

Short Title: State Retirement System Reciprocity.

(Public)

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Sponsors: Representatives Beard; Beall, Bowman, Church, Cunningham, Easterling, Edwards, Flaherty, Foster, Gibson, Hardaway, Hasty, S. Hunt, Hurley, James, Jeralds, Kerr, Lilley, Stamey, Stewart, R. Thompson, Warner, Warren, and Woodard.

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Referred to: Pensions and Retirement.

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April 6, 1989

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE RECIPROCITY OF CREDITABLE SERVICE TO  
2 DETERMINE ELIGIBILITY FOR BENEFITS AMONG THE LEGISLATIVE  
3 RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES'  
4 RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES'  
5 RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL  
6 RETIREMENT SYSTEM.  
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8 The General Assembly of North Carolina enacts:

9 Section 1. Article 1A of Chapter 120 of the General Statutes is amended by  
10 adding a new section to read:

11 "**§ 120-4.12A. Reciprocity of creditable service with other State-administered**  
12 **retirement systems.**

13 (a) Only for the purpose of determining eligibility for benefits accruing under  
14 this Article, creditable service standing to the credit of a member of the Consolidated  
15 Judicial Retirement System, Teachers' and State Employees' Retirement System, or  
16 Local Governmental Employees' Retirement System shall be added to the creditable  
17 service standing to the credit of a member of this System; provided, that in the event a  
18 person is a retired member of any of the foregoing retirement systems, such creditable  
19 service standing to the credit of the retired member prior to retirement shall be likewise  
20 counted. In no instance shall service credits maintained in the aforementioned  
21 retirement systems be added to the creditable service in this System for application of

1 this System's benefit accrual rate in computing a service retirement benefit unless  
2 specifically authorized by this Article.

3 (b) A person who was a former member of this System and who has forfeited his  
4 creditable service in this System by receiving a return of contributions and who has  
5 creditable service in the Consolidated Judicial Retirement System, Teachers' and State  
6 Employees' Retirement System, or the Local Governmental Employees' Retirement  
7 System may count such creditable service for the purpose of restoring the creditable  
8 service forfeited in this System under the terms and conditions as set forth in this Article  
9 and reestablish membership in this System.

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

13 Sec. 2. Article 3 of Chapter 128 of the General Statutes is amended by  
14 adding a new section to read:

15 **"§ 128-26A. Reciprocity of creditable service with other State-administered**  
16 **retirement systems.**

17 (a) Only for the purpose of determining eligibility for benefits accruing under  
18 this Article, creditable service standing to the credit of a member of the Legislative  
19 Retirement System, Consolidated Judicial Retirement System, or the Teachers' and  
20 State Employees' Retirement System shall be added to the creditable service standing to  
21 the credit of a member of this System; provided, that in the event a person is a retired  
22 member of any of the foregoing retirement systems, such creditable service standing to  
23 the credit of the retired member prior to retirement shall be likewise counted. In no  
24 instance shall service credits maintained in the aforementioned retirement systems be  
25 added to the creditable service in this System for application of this System's benefit  
26 accrual rate in computing a service retirement benefit unless specifically authorized by  
27 this Article.

28 (b) A person who was a former member of this System and who has forfeited his  
29 creditable service in this System by receiving a return of contributions and who has  
30 creditable service in the Legislative Retirement System, Consolidated Judicial  
31 Retirement System, or the Teachers' and State Employees' Retirement System may  
32 count such creditable service for the purpose of restoring the creditable service forfeited  
33 in this System under the terms and conditions as set forth in this Article and reestablish  
34 membership in this System.

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

38 Sec. 3. Article 1 of Chapter 135 of the General Statutes is amended by  
39 adding a new section to read:

40 **"§ 135-4A. Reciprocity of creditable service with other State-administered**  
41 **retirement systems.**

42 (a) Only for the purpose of determining eligibility for benefits accruing under  
43 this Article, creditable service standing to the credit of a member of the Legislative  
44 Retirement System, Consolidated Judicial Retirement System, or the Local

1 Governmental Employees' Retirement System shall be added to the creditable service  
2 standing to the credit of a member of this System; provided, that in the event a person is  
3 a retired member of any of the foregoing retirement systems, such creditable service  
4 standing to the credit of the retired member prior to retirement shall be likewise  
5 counted. In no instance shall service credits maintained in the aforementioned  
6 retirement systems be added to the creditable service in this System for application of  
7 this System's benefit accrual rate in computing a service retirement benefit unless  
8 specifically authorized by this Article.

9 (b) A person who was a former member of this System and who has forfeited his  
10 creditable service in this System by receiving a return of contributions and who has  
11 creditable service in the Legislative Retirement System, Consolidated Judicial  
12 Retirement System, or the Local Governmental Employees' Retirement System may  
13 count such creditable service for the purpose of restoring the creditable service forfeited  
14 in this System under the terms and conditions as set forth in this Article and reestablish  
15 membership in this System.

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

19 Sec. 4. Article 4 of Chapter 135 of the General Statutes is amended by  
20 adding a new section to read:

21 **"§ 135-56A. Reciprocity of creditable service with other State-administered**  
22 **retirement systems.**

23 (a) Only for the purpose of determining eligibility for benefits accruing under  
24 this Article, creditable service standing to the credit of a member of the Legislative  
25 Retirement System, Teachers' and State Employees' Retirement System, or the Local  
26 Governmental Employees' Retirement System shall be added to the creditable service  
27 standing to the credit of a member of this System; provided, that in the event a person is  
28 a retired member of any of the foregoing retirement systems, such creditable service  
29 standing to the credit of the retired member prior to retirement shall be likewise  
30 counted. In no instance shall service credits maintained in the aforementioned  
31 retirement systems be added to the creditable service in this System for application of  
32 this System's benefit accrual rate in computing a service retirement benefit unless  
33 specifically authorized by this Article.

34 (b) A person who was a former member of this System and who has forfeited his  
35 creditable service in this System by receiving a return of contributions and who has  
36 creditable service in the Legislative Retirement System, Teachers' and State Employees'  
37 Retirement System, or the Local Government Employees' Retirement System may count  
38 such creditable service for the purpose of restoring the creditable service forfeited in  
39 this System under the terms and conditions as set forth in this Article and reestablish  
40 membership in this System.

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

44 Sec. 5. This act shall become effective October 1, 1989.