

March 31, 2005

H 1073. EXTEND SUNSET/RETIRED TEACHERS RETURN TO WORK. 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. GS 135-3(8)c governs the re-employment of retired employees under the Teachers and State Employees Retirement System by an employer under the System, and provides for a cap on the amount of earnings that such a re-employed retired employee may earn without reduction of the employee's retirement benefits. A provision within that section permits re-employment of retired public school employees who have been retired at least six months and have not been employed (except as a substitute teacher or part-time tutor) by any public school system for at least six months, and provides that earnings from employment on a substitute, interim, or permanent basis by a public school are not counted to reduce the employee's retirement benefits. GS 115C-316(d) provides that a local board of education may pay a retired teacher no more than teacher would have received on the teacher salary schedule, excluding longevity, had teacher not retired. These provisions are scheduled to expire June 30, 2005. Act extends the sunset on the provisions to June 30, 2006. Requires that the Dep't of Public Instruction and the Office of State Personnel, in consultation with the Retirement Systems Div'n, study the impact of removing the retiree earnings cap and evaluate the elimination of the earnings cap for all State employees and report the results of the study to the 2007 General Assembly. Effective June 30, 2005.

Intro. by Rapp, McLawhorn.

Ref. to Pensions

GS 115C, 135, STUDY