

February 16, 2005

H 247. RETIRED TEACHERS WORK/NO PENALTY. *TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS AND TO REPEAL THE REQUIREMENT THAT LOCAL SCHOOL ADMINISTRATIVE UNITS CONTRIBUTE TO THE RETIREMENT SYSTEM FOR THESE EMPLOYEES.* 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 shall not be counted to reduce the employee's retirement benefits. GS 115C-316(d) provides that a local board of education may pay a retired teachers no more that 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 20, 2007. Repeals SL 2004-124, Sec. 31.18A(g), as title indicates. Effective June 30, 2005. Makes conforming changes.

Intro. by Preston, Carney, Johnson, Yongue.

Ref. to Pensions & Retirement

GS 115C, 135