

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

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S.B. 113  
PRINCIPAL CLERK

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SENATE BILL DRS15051-NJp-24

Short Title: Bring Back Our Heroes.

(Public)

Sponsors: Senators Britt, Perry, and B. Newton (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT ALLOWING LAW ENFORCEMENT OFFICERS TO RECEIVE RETIREMENT  
3 BENEFITS AND SUBSEQUENTLY RETURN TO SERVICE.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 128-24 is amended by adding a new subdivision to read:

6 "(5b) Notwithstanding sub-subdivisions c. and d. of subdivision (5) of this section  
7 to the contrary, a beneficiary who retires on an early or service retirement as  
8 a law enforcement officer, or as a justice officer as defined in G.S. 17E-2,  
9 shall continue to be paid their retirement allowance without restriction even if  
10 the beneficiary is subsequently employed as a law enforcement officer or  
11 justice officer as long as the employment follows a break in service of not less  
12 than one month and the employer pays into this Retirement System an amount  
13 equal to both the members' and employers' contributions required by law for  
14 the duration of the employment. Service by a beneficiary under this  
15 subdivision shall not count as membership service or increase the beneficiary's  
16 retirement benefits under this Retirement System."

17 **SECTION 2.** G.S. 135-3 is amended by adding a new subdivision to read:

18 "(8b) Notwithstanding sub-subdivisions c. and d. of subdivision (8) of this section  
19 to the contrary, a beneficiary who retires on an early or service retirement as  
20 a law enforcement officer shall continue to be paid their retirement allowance  
21 without restriction even if the beneficiary is subsequently employed as a law  
22 enforcement officer, as long as the employment follows a break in service of  
23 not less than six months and the employer pays into this Retirement System  
24 an amount equal to both the members' and employers' contributions required  
25 by law for the duration of the employment. Service by a beneficiary under this  
26 subdivision shall not count as membership service or increase the beneficiary's  
27 retirement benefits under this Retirement System."

28 **SECTION 3.** This act is effective when it becomes law.



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