



HOUSE BILL 203: DST Technical Corrections.

2023-2024 General Assembly

Committee:	House Rules, Calendar, and Operations of the House	Date:	May 3, 2023
Introduced by:	Reps. Wheatley, Carson Smith	Prepared by:	Kellette Wade
Analysis of:	Second Edition		Staff Attorney

House Bill 203 would make technical and conforming changes to the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and related statutes as recommended by the Department of State Treasurer.

BILL ANALYSIS:

Part I. CHANGES TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM

A member currently has the option to make a lump sum payment equal to three times the amount of compensation earned during the six months immediately following the effective date of retirement.

Section 1.1 would allow a member unable to make a lump sum payment to have their monthly retirement benefit withheld until the Retirement System has recovered the lump sum amount.

Section 1.2 clarifies a member must be on an approved leave of absence.

Section 1.3 refines the last day of actual service in the administration of the death benefit to be determined by the employee or member's service, previously employment or participant's employment.

Section 1.4 adds a hyphen to internal statutory citations.

Part II. CHANGES TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM

Sections 2.1 and 2.3 make grammatical corrections.

Section 2.2 and 2.6 correct statutory citations.

Section 2.4 clarifies a member must be on an approved leave of absence.

Section 2.5 refines the last day of actual service in the administration of the death benefit to be determined by the employee or member's service, previously employment or participant's employment.

Part III. CHANGES TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA

Section 3.1 adds except as otherwise provided to the administration of the Disability Income Plan of North Carolina by the Department of State Treasurer and the Board of Trustees of the Teachers' and State Employees' Retirement System.

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Section 3.2 removes attending requirement for the participant's physician.

Part IV. CHANGES TO THE APPLICATION OF NET PROCEEDS FOR STATE LANDS

Section 4 clarifies the net proceeds of any disposition shall be deposited in accordance with Article 6A of Chapter 147 of the General Statutes governing cash management, instead of with the State Treasurer.

It provides the Department of Administration, the Department of Agriculture and Consumer Services, the Department of Administration, the Department of Health and Human Services, and the Department of Public Safety are to be governed by cash management with respect to the deposit of net proceeds from the sale of specified State lands.

Part V. REPEAL OBSOLETE STATUTES

Section 5 repeals the following obsolete statutes: G.S. 143A-27 (North Carolina Firemen's Pension Fund; transfer), G.S. 143A-27.1 (North Carolina Firemen's and Rescue Squad Worker's Pension Fund; transfer), and G.S. 143A-29 (State Board of Pensions; transfer).

EFFECTIVE DATE: This act would be effective January 1, 2024.

Jessica Boney, Staff Attorney with the Legislative Analysis Division, substantially contributed to this summary.