

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 391
Senate Pensions & Retirement and Aging Committee Substitute Adopted 6/25/13

Short Title: Volunteer Service in Retirement.

(Public)

Sponsors:

Referred to:

March 21, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT
3 SERVICE AS A MEMBER OF THE BOARD OF TRUSTEES OF A COMMUNITY
4 COLLEGE, AS A MEMBER OF A BOARD OF TRUSTEES OF A CONSTITUENT
5 INSTITUTION OF THE UNIVERSITY OF NORTH CAROLINA, OR AS A
6 VOLUNTEER GUARDIAN AD LITEM IN THE GUARDIAN AD LITEM PROGRAM
7 IS NOT CONSIDERED SERVICE FOR THE PURPOSES OF THAT DEFINITION.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 135-1(20) reads as rewritten:

10 "(20) "Retirement" means the termination of employment and the complete
11 separation from active service with no intent or agreement, express or
12 implied, to return to service. A retirement allowance under the provisions of
13 this Chapter may only be granted upon retirement of a member. In order for
14 a member's retirement to become effective in any month, the member must
15 render no service, including part-time, temporary, substitute, or contractor
16 service, at any time during the six months immediately following the
17 effective date of retirement. For purposes of this subdivision, service as a
18 member of a school ~~board~~board, board of trustees of a community college,
19 board of trustees of any constituent institution of The University of North
20 Carolina, or as an unpaid bona fide volunteer in a local school administrative
21 unit-unit, or as an unpaid bona fide volunteer guardian ad litem in the
22 guardian ad litem program shall not be considered service. A member who is
23 a full-time faculty member of The University of North Carolina may effect a
24 retirement allowance under this Chapter, notwithstanding the six-month
25 requirement above, provided the member immediately enters the
26 University's Phased Retirement Program for Tenured Faculty as that
27 program existed on May 25, 2011."

28 **SECTION 2.** This act becomes effective July 1, 2013.



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