

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 94

Short Title: Clarify Definition of Retirement. (Public)

Sponsors: Representatives Owens, Insko (Primary Sponsors); Coates, Lewis, and Lucas.

Referred to: Rules, Calendar, and Operations of the House.

February 10, 2009

A BILL TO BE ENTITLED
AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT
SERVICE AS AN UNPAID VOLUNTEER IN A LOCAL SCHOOL ADMINISTRATIVE
UNIT IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION.

The General Assembly of North Carolina enacts:

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

"(20) "Retirement" means the termination of employment and the complete separation from active service with no intent or agreement, express or implied, to return to service. A retirement allowance under the provisions of this Chapter may only be granted upon retirement of a member. In order for a member's retirement to become effective in any month, the member must render no service, including part-time, temporary, substitute, or contractor service, at any time during the six months immediately following the effective date of retirement. For purposes of this subdivision, service as a member of a school board or as an unpaid volunteer in a local school administrative unit shall not be considered service."

SECTION 2. This act is effective when it becomes law.

