

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 1120
SENATE BILL 330

AN ACT TO AMEND CHAPTER 135 OF THE GENERAL STATUTES TO ALLOW DISTRICT COURT JUDGES RETIREMENT CREDIT FOR TIME SERVED AS JUDGES OF INFERIOR COURTS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 135 of the General Statutes is hereby amended by adding a new section following Section 135-56 to be designated Section 135-56.1 and to read as follows:

"§ 135-56.1. Creditable service for district court judges. — Creditable service for a judge of a District Court of the General Court of Justice shall include, in addition to time served as a district court judge or district attorney (prosecuting attorney or solicitor) or both, time served as a judge of any lawfully constituted court of this State inferior to the superior court, excluding time served as a justice of the peace, as a magistrate, or as a mayor's court judge; provided that such person was a contributing member of a participating unit of the North Carolina Local Governmental Employee's Retirement System prior to becoming a district court judge; and provided further that such member's contributions were transferred to the State Retirement System at the time he became a district court judge and such contributions have not been withdrawn."

Sec. 2. G.S. 135-58(3) is hereby amended to read as follows:

"In addition to time served as a District Court Judge of the General Court of Justice, creditable service shall also include prior creditable service as provided in G.S. 135-56."

Sec. 3. There is appropriated from the General Fund to the Uniform Judicial Retirement System, Department of State Treasurer, the sum of thirty-four thousand dollars (\$34,000) for fiscal year 1977-1978 and the sum of thirty-four thousand dollars (\$34,000) for fiscal year 1978-1979 to fund the creditable service for district court judges allowed by this act.

Sec. 4. This act shall become effective on July 1, 1977.

In the General Assembly read three times and ratified, this the 1st day of July, 1977.