

GENERAL ASSEMBLY OF NORTH CAROLINA  
1987 SESSION

CHAPTER 181  
HOUSE BILL 321

AN ACT TO DEFINE THE PHRASE "IN SERVICE" AS IT PERTAINS TO THE SURVIVOR'S ALTERNATE BENEFIT IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

**Section 1.** G.S. 128-27(m) and G.S. 135-5(m) are amended by adding a paragraph to the end of each to read:

"For the purpose of this benefit, a member is considered to be in service at the date of his death if his death occurs within 180 days from the last day of his actual service. The last day of actual service shall be determined as provided in subsection (l) of this section. Upon the death of a member in service, the surviving spouse may make all purchases for creditable service as provided for under this Chapter for which the member had made application in writing prior to the date of death, provided that the date of death occurred prior to or within 60 days after notification of the cost to make the purchase."

**Sec. 2.** This act shall become effective January 1, 1987.

In the General Assembly read three times and ratified this the 13th day of May, 1987.