

1 one year earlier, calculated to the nearest tenth of a percent
2 (1/10 of 1%).

3 The computation of postretirement earnings of a beneficiary
4 under this sub-subdivision, G.S. 135-3(8)c., ~~who has been~~
5 ~~retired at least 12 months and has not been employed in any~~
6 ~~capacity, except as a substitute teacher, with a public school for~~
7 ~~at least 12 months immediately preceding the effective date of~~
8 ~~reemployment,~~ shall not include earnings while the beneficiary
9 is employed ~~to teach~~ as a teacher, counselor, media specialist,
10 principal, or assistant principal on a substitute, interim, or
11 permanent basis in a public school. ~~The Department of Public~~
12 ~~Instruction~~ school if:

- 13 1. The beneficiary has been retired at least three months
14 and has not been employed in any capacity, except as a
15 substitute teacher, counselor, media specialist, principal,
16 or assistant principal with a public school for at least
17 three months immediately preceding the effective date of
18 reemployment, retired from a public school, and is
19 subsequently reemployed as a teacher, counselor, media
20 specialist, principal, or assistant principal at that public
21 school; or
- 22 2. The beneficiary retired as a teacher, counselor, media
23 specialist, principal, or assistant principal from a public
24 school during or at the end of one school year and is
25 employed at a different public school as a teacher,
26 counselor, media specialist, principal, or assistant
27 principal for all or part of a subsequent school year.

28 Each local school administrative unit shall certify to the
29 Retirement System that a beneficiary is employed to teach
30 as a teacher, counselor, media specialist, principal, or assistant
31 principal by a that local school administrative unit under the
32 provisions of this sub-subdivision and as a retired teacher
33 teacher, counselor, media specialist, principal, or assistant
34 principal as the term is defined under the provisions of G.S.
35 115C-325(a)(5a).

36 Beneficiaries employed under this sub-subdivision are not
37 entitled to any benefits otherwise provided under this Chapter
38 as a result of this period of employment."

39 **SECTION 2.** G.S. 115C-325(a)(5a), as enacted by Section 28.24(c) of S.L.
40 1998-212 and rewritten by Section 67.1 of S.L. 1998-217 and Section 8.24(b) of S.L.
41 2000-67, reads as rewritten:

42 "(5a) **(Effective until June 30, 2003)** "Retired ~~teacher~~ teacher, counselor,
43 media specialist, principal, or assistant principal" means a beneficiary

of the Teachers' and State Employees' Retirement System of North Carolina ~~who~~ who:

a. Either:

1. ~~has~~ Was employed as a teacher, counselor, media specialist, principal, or assistant principal;
2. Has been retired at least ~~12 months~~, three months from a public school;
3. ~~has~~ Has not been employed in any capacity, other than as a substitute teacher, counselor, media specialist, principal, or assistant principal with a local board of education for at least ~~12~~ three months, immediately preceding the effective date of ~~reemployment~~, reemployment;
4. ~~is~~ Is determined by a local board of education to have had satisfactory performance during the last year of employment by a local board of ~~education~~, education in a public school; and
5. ~~who is~~ Is employed to ~~teach~~ as a teacher, counselor, media specialist, principal, or assistant principal in the same public school, as provided in ~~G.S. 135-3(8)~~ e.G.S. 135-3(8)c.;

b. Or:

1. Retired as a teacher, counselor, media specialist, principal, or assistant principal from a public school during or at the end of one school year;
2. Is determined by a local board of education to have had satisfactory performance during the last year of employment at a public school; and
3. Is employed at a different public school as a teacher, counselor, media specialist, principal, or assistant principal for all or part of a subsequent school year as provided in G.S. 135-8(c).

A retired ~~teacher~~ teacher, counselor, media specialist, principal, or assistant principal who is a teacher as defined in subdivision (6) of this subsection shall be treated the same as a probationary teacher except that a retired teacher is not eligible for career status."

SECTION 3. G.S. 115C-316(d) reads as rewritten:

"(d) (**Expires June 30, 2003**) A local board of education may pay a retired ~~teacher~~, teacher, counselor, media specialist, principal, or assistant principal as that term is defined in G.S. 115C-325(a)(5a) no more than the employee would have received on the ~~teacher~~ appropriate salary schedule, excluding longevity, had the employee not retired."

SECTION 4. This act becomes effective July 1, 2001, and expires July 1, 2003.