

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

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**HOUSE BILL 1505**

Short Title: Study Postretirement Earnings Limitations. (Public)

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Sponsors: Representatives Rapp, Bell, McLawhorn (Primary Sponsors); B. Allen, Fisher, Glazier, Lucas, Wainwright, and Warren.

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

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May 19, 2004

A BILL TO BE ENTITLED

1 AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON  
2 POSTRETIREMENT EARNINGS AND RETENTION INCENTIVES FOR  
3 TEACHERS AND STATE EMPLOYEES.  
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** There is established the Legislative Study Commission on  
7 Postretirement Earnings Limitations and Retention Incentives for Teachers and State  
8 Employees. The Study Commission shall study the feasibility of removing or modifying  
9 the current postretirement earning limitations for members of the Teachers' and State  
10 Employees' Retirement System and of establishing a Retention Incentive Program for  
11 members of the Retirement System. In conducting the study, the Study Commission  
12 shall consider the benefits to employees, the cost, and the number of positions likely to  
13 be affected.

14 **SECTION 1.(b)** The Study Commission shall consist of 10 members  
15 appointed as follows:

16 (1) Five members appointed by the President Pro Tempore of the Senate;  
17 all five shall be members of the Senate at the time of appointment; one  
18 individual shall have served within the last two years as a chair,  
19 cochair, or vice-chair of the Senate Committee on Pensions and  
20 Retirement and Aging.

21 (2) Five members appointed by the Speaker of the House of  
22 Representatives; all five shall be members of the House of  
23 Representatives at the time of appointment; one individual shall have  
24 served within the last two years as a chair, cochair, or vice-chair of the  
25 House of Representatives Committee on Pensions and Retirement.

26 **SECTION 1.(c)** The President Pro Tempore of the Senate and the Speaker  
27 of the House of Representatives shall each designate a cochair of the Study Commission  
28 from their appointees.

1           **SECTION 1.(d)** With the prior approval of the Legislative Services  
2 Commission, the Legislative Services Officer shall assign professional staff to assist in  
3 the work of the Legislative Study Commission on Postretirement Earnings and  
4 Retention Incentives for Teachers and State Employees. With the prior approval of the  
5 Legislative Services Commission, the Study Commission may hold its meetings in the  
6 State Legislative Building or the Legislative Office Building.

7           **SECTION 1.(e)** The Study Commission shall submit a final written report of  
8 its findings and recommendations on or before the convening of the 2005 General  
9 Assembly. All reports shall be filed with the President Pro Tempore of the Senate, the  
10 Speaker of the House of Representatives, and the Legislative Librarian. Upon filing its  
11 final report, the Study Commission shall terminate.

12           **SECTION 1.(f)** Members of the Study Commission shall be paid per diem,  
13 subsistence, and travel allowances at the rate established in G.S. 120-3.1.

14           **SECTION 1.(g)** All State departments and agencies shall cooperate with the  
15 Study Commission and, upon request, shall furnish to the Study Commission and its  
16 staff any information in their possession or available to them.

17           **SECTION 2.** From funds appropriated to the General Assembly for the  
18 2001-2003 fiscal biennium, the Legislative Services Commission shall allocate funds  
19 for the expenses of the Legislative Study Commission on Postretirement Earnings and  
20 Retention Incentives for Teachers and State Employees.

21           **SECTION 3.** This act is effective when it becomes law.