

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

HOUSE BILL 263  
RATIFIED BILL

AN ACT TO ALLOW CERTAIN RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM WHO REMARRIED PRIOR TO THE EFFECTIVE DATE OF A TECHNICAL CORRECTION TO THE RETIREMENT LAWS TO NOMINATE THEIR NEW SPOUSES TO RECEIVE THE SURVIVOR BENEFITS IN ACCORDANCE WITH THAT TECHNICAL CORRECTION.

The General Assembly of North Carolina enacts:

**SECTION 1.** Notwithstanding any other provision of law, a retired member of the Teachers' and State Employees' Retirement System or the Local Governmental Employees' Retirement System (i) who designated a spouse as survivor under Option 5 as set forth in G.S. 135-5(g) or G.S. 128-27(g), (ii) whose designated spouse predeceased him or her, and (iii) who remarried prior to the enactment of S.L. 2010-72 may nominate the new spouse to receive the survivor retirement benefits in accordance with G.S. 135-5(g) or G.S. 128-27(g), provided that nomination is made within 90 days of the effective date of this act.

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

In the General Assembly read three times and ratified this the 15<sup>th</sup> day of June, 2011.

---

Walter H. Dalton  
President of the Senate

---

Thom Tillis  
Speaker of the House of Representatives

---

Beverly E. Perdue  
Governor

Approved \_\_\_\_\_ .m. this \_\_\_\_\_ day of \_\_\_\_\_, 2011

