



ADOPTED

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 153

AMENDMENT NO. 3
(to be filled in by
Principal Clerk)

H153-ASH-7 [v.3]

Page 1 of 2

Comm. Sub. [NO]
Amends Title [NO]
Second Edition

Date 4/6, 2011

Representative Womble

1 moves to amend the bill on page 1, line 22, by rewriting the line to read:

2 "individual's conduct is directly related to the individual's office or employment.

3 (c) If a member or former member whose benefits under the System were forfeited
4 under this section, except for the return of member contributions plus interest, subsequently
5 receives an unconditional pardon of innocence, or the conviction is vacated or set aside for any
6 reason, then the member or former member may seek a reversal of the benefit forfeiture by
7 presenting sufficient evidence to the State Treasurer. If the State Treasurer determines a
8 reversal of the benefit forfeiture is appropriate, then all benefits will be restored upon payment
9 of all accumulated contributions plus interest. Repayment of all accumulated contributions that
10 have been received by the individual under the forfeiture provisions of this section must be
11 made in a total lump sum payment with interest compounded annually at a rate of six and one-
12 half percent (6.5%) for each calendar year from the year of forfeiture to the year of repayment.
13 An individual receiving a reversal of benefit forfeiture must receive reinstatement of the service
14 credit forfeited.";

15
16 and on page 2, line 9 by rewriting the line to read:

17 "individual's conduct is directly related to the individual's office or employment.

18 (c) If a member or former member whose benefits under the System were forfeited
19 under this section, except for the return of member contributions plus interest, subsequently
20 receives an unconditional pardon of innocence, or the conviction is vacated or set aside for any
21 reason, then the member or former member may seek a reversal of the benefit forfeiture by
22 presenting sufficient evidence to the State Treasurer. If the State Treasurer determines a
23 reversal of the benefit forfeiture is appropriate, then all benefits will be restored upon payment
24 of all accumulated contributions plus interest. Repayment of all accumulated contributions that
25 have been received by the individual under the forfeiture provisions of this section must be
26 made in a total lump sum payment with interest compounded annually at a rate of six and one-
27 half percent (6.5%) for each calendar year from the year of forfeiture to the year of repayment.
28 An individual receiving a reversal of benefit forfeiture must receive reinstatement of the service
29 credit forfeited.";

30
31 and on page 2, line 32, by rewriting the line to read:

32 "individual's conduct is directly related to the individual's office or employment.



* H 1 5 3 - A S H - 7 - V - 3 *

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1 (c) If a member or former member whose benefits under the System were forfeited
2 under this section, except for the return of member contributions plus interest, subsequently
3 receives an unconditional pardon of innocence, or the conviction is vacated or set aside for any
4 reason, then the member or former member may seek a reversal of the benefit forfeiture by
5 presenting sufficient evidence to the State Treasurer. If the State Treasurer determines a
6 reversal of the benefit forfeiture is appropriate, then all benefits will be restored upon payment
7 of all accumulated contributions plus interest. Repayment of all accumulated contributions that
8 have been received by the individual under the forfeiture provisions of this section must be
9 made in a total lump sum payment with interest compounded annually at a rate of six and one-
10 half percent (6.5%) for each calendar year from the year of forfeiture to the year of repayment.
11 An individual receiving a reversal of benefit forfeiture must receive reinstatement of the service
12 credit forfeited.";

13
14 and on page 3, line 7, by rewriting the line to read:

15 "individual's conduct is directly related to the individual's office or employment.

16 (c) If a member or former member whose benefits under the System were forfeited
17 under this section, except for the return of member contributions plus interest, subsequently
18 receives an unconditional pardon of innocence, or the conviction is vacated or set aside for any
19 reason, then the member or former member may seek a reversal of the benefit forfeiture by
20 presenting sufficient evidence to the State Treasurer. If the State Treasurer determines a
21 reversal of the benefit forfeiture is appropriate, then all benefits will be restored upon payment
22 of all accumulated contributions plus interest. Repayment of all accumulated contributions that
23 have been received by the individual under the forfeiture provisions of this section must be
24 made in a total lump sum payment with interest compounded annually at a rate of six and one-
25 half percent (6.5%) for each calendar year from the year of forfeiture to the year of repayment.
26 An individual receiving a reversal of benefit forfeiture must receive reinstatement of the service
27 credit forfeited."

SIGNED

Larry Thonble

Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED

116-1 EV

FAILED _____

TABLED _____

APR 06 2011

Kenzie Uebe

ADOPTED