



CHAPTER 120
ARTICLE 1A - LEGISLATIVE RETIREMENT SYSTEM

N.C.G.S. § 120-4.27.

Death while in service; fully contributory death benefit for retirees.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-11, s. 8(d) — twelfth act in the lineage	21 September 2026, 03:39 UTC	e44e4e6ef32aa88e925e143f - 062dbe76a165f48a3557a43a - 1e194104d48bab6a

- § 120-4.27(a)

The designated beneficiary of a member who dies while in service after completing one year of creditable service shall receive a lump-sum payment of an amount equal to the deceased member's highest annual salary, to a maximum of fifteen thousand dollars (\$15,000). For purposes of this death benefit "in service" means currently serving as a member of the North Carolina General Assembly. "In service" also means service in the Uniformed Services, as that term is defined in section 4303(16) of the Uniformed Services Employment and Reemployment Rights Act, Public Law 103-353, if that service begins during the member's term of office. If the participant does not return immediately after that service to employment with a covered employer in this Retirement System, then the participant shall be deemed "in service" until the date on which the participant was first eligible to be separated or released from his or her involuntary military service.
- § 120-4.27(b)

All retired members may elect to participate in a fully contributory death benefit for retirees. All of the following apply to the fully contributory death benefit for retirees:

(1) Elections to participate in the fully contributory death benefit for retirees shall be made prior to the member's death and no later than 60 calendar days from the effective date of the member's retirement. Elections shall be received by the Board of Trustees prior to the death of the retired member.

- (2) Retired members electing to receive a fully contributory death benefit under this subsection shall continuously pay monthly premiums on a fully contributory basis, as determined by the Board of Trustees. Premium payments shall be made through retirement allowance deductions or other methods adopted by the Board of Trustees.
- (3) If a retired member who has elected to receive a fully contributory death benefit under this subsection dies, then, upon receipt of proof of the death that is satisfactory to the Board of Trustees, a lump sum death benefit amount shall be paid to the beneficiary or beneficiaries designated by the member. If no beneficiary is designated or living, then the death benefit shall be paid to the deceased retired member's legal representative.
- (4) A member shall designate a beneficiary or beneficiaries for the death benefit payable under this subsection by electronic submission in a form approved by the Board of Trustees or by written designation duly acknowledged and filed with the Board of Trustees.
- (5) The amount of the lump sum fully contributory death benefit payable under this subsection is one of the following:

a.If the death occurred on or after the first day of the twenty-fifth month of coverage under this subsection, then the amount payable is ten thousand dollars (\$10,000).

b.If the death occurred before the first day of the twenty-fifth month of coverage under this subsection, then the amount payable is the sum of the retired member's premium payments made in accordance with this subsection plus interest in an amount to be determined by the Board of Trustees.

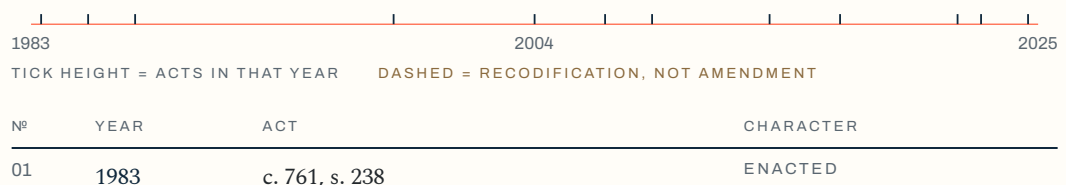
END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
12 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.



02	1985	c. 400, s. 9	AMENDED
03	1987	c. 824, s. 1	AMENDED
04	1998	S.L. 1998-212, s. 28.27(d)	AMENDED
05	2004	S.L. 2004-147, s. 4	AMENDED
06	2007	S.L. 2007-496, s. 3	AMENDED
07	2009	S.L. 2009-66, s. 6(d)	AMENDED
08	2014	S.L. 2014-112, s. 3(d)	AMENDED
09	2017	S.L. 2017-129, s. 2(q)	AMENDED
10	2022	S.L. 2022-16, s. 4.1	AMENDED
11	2023	S.L. 2023-105, s. 1.3	AMENDED
12	2025	S.L. 2025-11, s. 8(d)	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 120-4.27 (2025).

PINPOINT

N.C. Gen. Stat. § 120-4.27(a) (2025).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1983, c. 761, s. 238; 1985, c. 400, s. 9; 1987, c. 824, s. 1; 1998-212, s. 28.27(d); 2004-147, s. 4; 2007-496, s. 3; 2009-66, s. 6(d); 2014-112, s. 3(d); 2017-129, s. 2(q); 2022-16, s. 4.1; 2023-105, s. 1.3; 2025-11, s. 8(d).)

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