



CHAPTER 135
ARTICLE 8 - DEATH BENEFIT PLAN FOR STATE EMPLOYEES AND RETIREES

N.C.G.S. § 135-180.

Death benefits; workers' compensation
benefits and Disability Income Plan benef-
iciaries.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 01:27 UTC	SOURCE FINGERPRINT cbad1bd00b83e2c8dd6a7ef1 - f1a9ed1edd807fc64b5af433 - 0c1c1c9a08b08ef9
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- § 135-180(a)

Eligibility. - A member who is a beneficiary of the Disability Income Plan or in receipt of workers' compensation benefits during the period for which the member would have otherwise been eligible to receive short-term benefits or extended short-term benefits under G.S. 135-105 is eligible for death benefits under the Death Benefit Plan in accordance with this section if all of the following criteria are met:

(1)

The member is not retired.

(2)

The member is not eligible for death benefits under G.S. 135-165.

(3)

The member dies on or after 181 days from the last day the member performed work as a teacher or State employee but prior to the date the workers' compensation benefits or benefits under the Disability Income Plan would have ended.
- § 135-180(b)

Benefits Upon Death. - Upon receipt of proof of the death of a member eligible for benefits under subsection (a) of this section that is satisfactory to the Board of Trustees, a lump sum death benefit amount shall be paid.
- § 135-180(c)

Benefit Amount. - The basis of the death benefit payable under this section shall be the higher of the death benefit amount calculated in accordance with G.S. 135-165(c) or the death benefit amount based on compensation used in computing the benefit payable under G.S. 135-105 and G.S. 135-106, as may be adjusted for percentage post-disability

increases, but shall not exceed the maximum dollar limitation for the death benefit for in-service members under G.S. 135-165.

§ 135-180(d) Exceptions. - A member in receipt of benefits from the Disability Income Plan under the provisions of G.S. 135-112 whose right to a benefit accrued under the former Disability Salary Continuation Plan shall not be entitled to benefits under the Death Benefit Plan under this Article. (2025-11, ss. 1(a), (u)-(w), 3.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
5 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 135-105	(a)	"benefits or extended short-term benefits under"
G.S. 135-165	(a)(2)	"not eligible for death benefits under"
G.S. 135-165(c)	(c)	"benefit amount calculated in accordance with"
G.S. 135-106	(c)	"benefit payable under G.S. 135-105 and"
G.S. 135-112	(d)	"Income Plan under the provisions of"

APPARATUS III

Citation

FULL SECTION
N.C. Gen. Stat. § 135-180 (2026).

PINPOINT
N.C. Gen. Stat. § 135-180(a) (2026).

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.

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