

**SUBCHAPTER 2J - LAW ENFORCEMENT OFFICERS' BENEFIT AND RETIREMENT FUND**

**SECTION .0100 - ORGANIZATION OF THE FUND**

<b>20 NCAC 02J .0101</b>	<b>GENERAL INFORMATION</b>
<b>20 NCAC 02J .0102</b>	<b>GENERAL PURPOSE</b>
<b>20 NCAC 02J .0103</b>	<b>SUBDIVISIONS</b>
<b>20 NCAC 02J .0104</b>	<b>ADMINISTRATION AND FUNCTION</b>
<b>20 NCAC 02J .0105</b>	<b>BOARD OF COMMISSIONERS MEMBERSHIP</b>

*History Note:* Authority G.S. 143-166(d);  
Eff. February 1, 1976;  
Readopted Eff. October 13, 1977;  
Amended Eff. January 19, 1979;  
Repealed Eff. August 1, 1983.

**SECTION .0200 - GENERAL PROVISIONS**

<b>20 NCAC 02J .0201</b>	<b>DEFINITIONS</b>
<b>20 NCAC 02J .0202</b>	<b>PERSONNEL INELIGIBLE FOR MEMBERSHIP</b>
<b>20 NCAC 02J .0203</b>	<b>PROCUREMENT OF FORMS</b>
<b>20 NCAC 02J .0204</b>	<b>MEDICAL ADVISORS</b>
<b>20 NCAC 02J .0205</b>	<b>COMMUNICATION WITH BOARD CHAIRMAN</b>
<b>20 NCAC 02J .0206</b>	<b>STATUS OF RULES</b>
<b>20 NCAC 02J .0207</b>	<b>DUTIES OF ACTUARY</b>

*History Note:* Authority G.S. 143-166(d);  
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**20 NCAC 02J .0208 ACTUARIAL TABLES: RATES AND ASSUMPTIONS**

*History Note:* Authority G.S. 143-166(d);  
Eff. August 1, 1981;  
Repealed Eff. August 1, 1983.

**SECTION .0300 - ADMINISTRATIVE RULEMAKING PROCEDURES**

**20 NCAC 02J .0301 RULEMAKING PROCEDURES**

*History Note:* Authority G.S. 143-166(d),(s); 150A-16;  
Eff. February 1, 1976;  
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Amended Eff. January 19, 1979;  
Repealed Eff. August 1, 1983.

<b>20 NCAC 02J .0302</b>	<b>NOTICE OF RULEMAKING</b>
<b>20 NCAC 02J .0303</b>	<b>RULEMAKING HEARINGS</b>
<b>20 NCAC 02J .0304</b>	<b>DECLARATORY RULINGS</b>

*History Note:* Authority G.S. 143-166(d),(s); 150A-12; 150A-11; 150A-17;  
Eff. February 1, 1976;  
Readopted Eff. October 13, 1977;  
Repealed Eff. January 19, 1979.

## **SECTION .0400 - ADMINISTRATIVE ADJUDICATORY PROCEDURES**

### **20 NCAC 02J .0401 DECLARATORY AND CONTESTED CASE PROCEDURES**

*History Note:* Authority G.S. 143-166(d),(s); 150A-2(2);  
Eff. February 1, 1976;  
Readopted Eff. October 13, 1977;  
Amended Eff. January 19, 1979;  
Repealed Eff. August 1, 1983.

<b>20 NCAC 02J .0402</b>	<b>SPECIFIC RULE FOR A HEARING</b>
<b>20 NCAC 02J .0403</b>	<b>REQUEST FOR A HEARING</b>
<b>20 NCAC 02J .0404</b>	<b>GRANTING HEARING REQUEST</b>
<b>20 NCAC 02J .0405</b>	<b>WAIVER OF RIGHT TO A HEARING</b>
<b>20 NCAC 02J .0406</b>	<b>NOTICE OF A HEARING</b>
<b>20 NCAC 02J .0407</b>	<b>INTERVENTION IN THE HEARING</b>
<b>20 NCAC 02J .0408</b>	<b>WHO SHALL HEAR CONTESTED CASES</b>
<b>20 NCAC 02J .0409</b>	<b>PLACE OF THE HEARING</b>
<b>20 NCAC 02J .0410</b>	<b>HEARING OFFICERS</b>
<b>20 NCAC 02J .0411</b>	<b>FAILURE TO APPEAR AT THE HEARING</b>
<b>20 NCAC 02J .0412</b>	<b>WRITTEN ANSWERS TO A HEARING NOTICE</b>
<b>20 NCAC 02J .0413</b>	<b>PRE-HEARING CONFERENCE</b>
<b>20 NCAC 02J .0414</b>	<b>SIMPLIFICATION OF ISSUES</b>
<b>20 NCAC 02J .0415</b>	<b>SUBPOENAS</b>

*History Note:* Authority G.S. 143-166(d),(s); 150A-20, -23, -24, -25, -27, -31,  
-32, -33(5), -37; 1A, Rule 24;  
Eff. February 1, 1976;  
Readopted Eff. October 13, 1977;  
Repealed Eff. January 19, 1979.

## **SECTION .0500 - RETIREMENT FUND REGULATIONS**

<b>20 NCAC 02J .0501</b>	<b>MEMBERSHIP</b>
<b>20 NCAC 02J .0502</b>	<b>REGULAR CONTRIBUTIONS</b>
<b>20 NCAC 02J .0503</b>	<b>SPECIAL CONTRIBUTIONS</b>
<b>20 NCAC 02J .0504</b>	<b>CONTRIBUTIONS TRANSFERRED FROM OTHER SYSTEMS</b>
<b>20 NCAC 02J .0505</b>	<b>RETURN OF REGULAR CONTRIBUTIONS</b>
<b>20 NCAC 02J .0506</b>	<b>RETURN OF SPECIAL CONTRIBUTIONS</b>
<b>20 NCAC 02J .0507</b>	<b>CREDITABLE SERVICE</b>
<b>20 NCAC 02J .0508</b>	<b>BASIC SERVICE RETIREMENT ALLOWANCE BENEFIT</b>
<b>20 NCAC 02J .0509</b>	<b>BASIC DISABILITY RETIREMENT ALLOWANCE BENEFIT</b>
<b>20 NCAC 02J .0510</b>	<b>RE-EXAMINATION OF DISABLED RETIRED BENEFICIARIES</b>
<b>20 NCAC 02J .0511</b>	<b>SPECIAL RETIREMENT ALLOWANCE</b>
<b>20 NCAC 02J .0512</b>	<b>MINIMUM AND MAXIMUM ANNUAL RETIREMENT ALLOWANCE</b>
<b>20 NCAC 02J .0513</b>	<b>ALTERNATIVES FOR RECEIVING RETIREMENT ALLOWANCE</b>
<b>20 NCAC 02J .0514</b>	<b>RESTORATION OF RETIRED MEMBERS TO ACTIVE SERVICE</b>

**20 NCAC 02J .0515      ESCROW FUNDS**  
**20 NCAC 02J .0516      ACCIDENTAL DEATH BENEFIT TO SURVIVORS OF OFFICERS**  
**20 NCAC 02J .0517      METHOD OF FINANCING**  
**20 NCAC 02J .0518      ERRORS**

*History Note:*    Authority G.S. 143-166(d);  
                         Eff. February 1, 1976;  
                         Readopted Eff. October 13, 1977;  
                         Amended Eff. September 1, 1983; March 1, 1982; January 19, 1983; October 29, 1979;  
                         Repealed Eff. August 1, 1983.

**20 NCAC 02J .0519      INCREASES IN BENEFITS PAID TO BENEFICIARIES**

*History Note:*    Authority G.S. 143-166(i);  
                         Eff. February 19, 1979;  
                         Repealed Eff. August 1, 1983.

**20 NCAC 02J .0520      REQUIRED EMPLOYER CONTRIBUTION**

*History Note:*    Filed as an Emergency Amendment Eff. April 22, 1980 For a Period of 120 Days to Expire  
                         on August 20, 1980;  
                         Filed as an Emergency Regulation Eff. July 1, 1979, For a Period of 120 Days to Expire on  
                         October 29, 1979;  
                         Statutory Authority G.S. 143-166(i);  
                         Made Permanent Eff. October 29, 1979;  
                         Amended Eff. August 1, 1981;  
                         Repealed Eff. August 1, 1983.

#### **SECTION .0600 - SEPARATE BENEFIT FUND REGULATIONS**

**20 NCAC 02J .0601      PARTICIPATION**  
**20 NCAC 02J .0602      BENEFITS**

*History Note:*    Authority G.S. 143-166(t);  
                         Eff. February 1, 1976;  
                         Amended Eff. September 5, 1977;  
                         Readopted Eff. October 13, 1977;  
                         Amended Eff. December 1, 1982; September 1, 1982; August 1, 1981;  
                         Repealed Eff. August 1, 1983.