**A** **BILL**

TO AMEND SECTION 9‑1‑2210, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE TEACHER AND EMPLOYEE RETENTION INCENTIVE PROGRAM (TERI), SO AS TO PROVIDE THAT EMPLOYEES FIRST PARTICIPATING IN THE TERI PROGRAM AFTER JUNE 30, 2011, MAY NOT BE REEMPLOYED AFTER ENDING TERI PARTICIPATION BY ANY EMPLOYER PARTICIPATING IN THE SOUTH CAROLINA RETIREMENT SYSTEM AND TO PROVIDE DEFINITIONS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 9‑1‑2210 of the 1976 Code, as last amended by Act 112 of 2007, is further amended by adding a new subsection at the end to read:

“(J)(1) An active contributing employee electing to begin participation in the program after the later of June 30, 2011, or the effective date of this section is ineligible for reemployment after ceasing participation in the program by any employer that is a member of the South Carolina Retirement System. For purposes of this section:

(a) ‘employer’ has the meaning provided pursuant to Section 9‑1‑10(14);

(b) ‘reemployment’ means being hired or retained by an employer as:

(i) a full‑time or part‑time employee occupying all or some part of a full‑time equivalent position (FTE);

(ii) a contract or temporary employee;

(iii) an employee in the status of permanent part time (PPT); or

(iv) a consultant retained directly or through a business entity controlled by the consultant by an employer to provide services to that employer.

Reemployment does not include appointment or election to any office under this State or any political subdivision of this State, including school districts.

(2) The Office of Human Resources of the State Budget and Control Board shall prescribe a written notice to persons applying for the program of the restrictions imposed pursuant to this subsection, the receipt of which must be acknowledged in writing by the participant. An application for program participation may not be processed unless it is accompanied by the acknowledgement required pursuant to this item.”

SECTION 2. This act takes effect July 1, 2011.

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