

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 15
SENATE BILL 5

AN ACT TO AMEND SECTIONS 2, 19, 20 AND 26 OF CHAPTER 388 OF THE
1973 SESSION LAWS CONCERNING THE WINSTON-SALEM FIRE-PUBLIC
SAFETY RETIREMENT FUND ASSOCIATION.

The General Assembly of North Carolina enacts:

Section 1. Subsections 2(a) and (b) of Section 2 of Chapter 388 of the 1973 Session Laws entitled "An Act to Establish Winston-Salem Fire-Public Safety Retirement Fund Association" are rewritten to read as follows:

"(a) As of January 1, 1977, any person who is a member of the Association following the close of business of the Association on December 31, 1976;

(b) As of January 1, 1977, and thereafter, any person not covered under (a) above who shall be regularly and continuously employed full time by the Fire Department of the City of Winston-Salem (hereinafter referred to as the Fire Department), including any Fire Department mechanic or electrician, or by the Bureau of Public Safety of the City of Winston-Salem (hereinafter referred to as the Bureau of Public Safety), and who shall have attained his twenty-first birthday and shall not have attained his thirtieth birthday. For the purpose of this subsection (b), regular and continuous employment by the Bureau of Public Safety followed immediately by regular and continuous employment by the Fire Department shall be deemed to be regular and continuous employment by the Fire Department, and regular and continuous employment by the Fire Department followed immediately by regular and continuous employment by the Bureau of Public Safety shall be deemed to be regular and continuous employment by the Bureau of Public Safety."

Sec. 2. The second paragraph of Section 19 is rewritten to read as follows:

"In the case of a member who retires on or before June 30, 1974, such pension shall be seventy-five dollars (\$75.00) per month; and in the case of a member who retires on or after July 1, 1974, and on or before December 31, 1976, such pension shall be one hundred dollars (\$100.00) per month; provided, that on and after January 1, 1977, the amount of such monthly pension received by any member retired prior to such date shall be increased by ten percent (10%) of the amount of such monthly pension received prior to such date. In the case of a member who retires on or after January 1, 1977, such pension shall be one hundred thirty-five dollars (\$135.00) per month. Payments shall be subject to the provisions of Section 18 of this act."

Sec. 3. The second paragraph of Section 20 is rewritten to read as follows:

"In the case of such a disabled participant who retires before June 30, 1974, such monthly benefit shall be equivalent to three dollars (\$3.00) multiplied by the number of full years of his service in the employment of the city, not to exceed seventy-five dollars (\$75.00) per month. In the case of such a disabled member who retires on or after July 1, 1974, and on or before December 31, 1976, such monthly benefit shall be equivalent to four dollars (\$4.00) multiplied by the number of full years of his service in the employment of the city, not to exceed one hundred dollars (\$100.00) per month. In the case of such a disabled member who retires on or after January 1, 1977, such monthly benefit shall be equivalent to five dollars and forty cents (\$5.40) multiplied by the number of full years of his service in the employment of the city, not to exceed one hundred thirty-five dollars (\$135.00) per month. Payments shall be subject to the provisions of Section 18 of this act."

Sec. 4. Section 26 is amended by deleting from the first sentence thereof the words "length of service or".

Sec. 5. This act shall become effective upon ratification, and shall govern eligibility to become a member of the Winston-Salem Fire-Public Safety Retirement Fund Association and the payment of benefits to members entitled thereto from and after January 1, 1977.

In the General Assembly read three times and ratified, this the 18th day of February, 1977.