

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 926
HOUSE BILL 394

AN ACT TO AMEND THE FIREMEN'S PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 118-25, as the same appears in Volume 3B of the General Statutes, is hereby amended as follows:

(1) By inserting a period after the words and figures "fifty dollars (\$50.00) per month" on line 7, and by deleting the remainder of the paragraph, including the chart, lines 7 through 15, inserting in lieu thereof the following sentence:

"Any retired fireman who is receiving a pension in an amount of less than fifty dollars (\$50.00) per month prior to July 1, 1977, shall receive a pension in an amount of fifty dollars (\$50.00) per month beginning July 1, 1977."

(2) By inserting a period after the words and figures "fifty dollars (\$50.00) per month" on line 14 of the second paragraph, deleting the remainder of the sentence.

(3) By adding a new paragraph after the last sentence of the second paragraph, to read as follows:

"Any member who is totally and permanently disabled while in the discharge of his official duties as a result of bodily injuries sustained or as a result of extreme exercise or extreme activity experienced in the course and scope of his official duties and who leaves the fire service because of this disability shall be entitled to be paid from the fund a monthly benefit in an amount of fifty dollars (\$50.00) per month beginning the first month after his fifty-fifth birthday. All disabilities are subject to the approval of the board of trustees who may appoint physicians to examine and/or evaluate the disabled member prior to his approval annually and at their discretion. Any disabled member shall not be required to make a monthly payment of five dollars (\$5.00) as required by G.S. 118-24."

Sec. 2. G.S. 118-26(1) is hereby amended by deleting the word and figures "60 years" from lines 1 and 7, inserting in lieu thereof the word and figures "55 years".

Sec. 3. G.S. 118-31 is hereby rewritten to read as follows:

"§ 118-31. Effect of member being six months delinquent in making monthly payments. — Any member who becomes six months delinquent in making monthly payments as required by G.S. 118-24 of this Article by the tenth of the month with respect to which said payment shall be due shall forfeit his membership in the fund."

Sec. 4. Section 50.72 and Section 50.73 of Senate Bill 16/House Bill 51 entitled "Session 1977 Operation Budget" are hereby repealed.

Sec. 5. This act shall become effective July 1, 1977.

In the General Assembly read three times and ratified, this the 1st day of July, 1977.