

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 126
Second Edition Engrossed 3/30/89

Short Title: Fire Marshals' Death Benefits.

(Public)

Sponsors: Senator Odom.

Referred to: Pensions and Retirement.

February 6, 1989

A BILL TO BE ENTITLED

AN ACT TO EXTEND DEATH BENEFIT PROVISIONS TO SURVIVORS OF
DEPUTY FIRE MARSHALS AND ASSISTANT FIRE MARSHALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-166.2(d) reads as rewritten:

"(d) The term 'law-enforcement officer,' 'officer,' or 'fireman' shall mean all law-enforcement officers employed full time by the State of North Carolina or any county or municipality thereof and all full-time custodial employees of the North Carolina Department of Correction and all full-time institutional and detention employees of the Division of Youth Services of the Department of Human Resources. The term 'firemen' shall mean both 'eligible fireman'; or 'fireman' as defined in G.S. 118-23 and all full-time, permanent part-time and temporary employees of the North Carolina Division of Forest Resources, Department of Natural Resources and Community Development, during the time they are actively engaged in fire-fighting activities; and shall mean all full-time employees of the North Carolina Department of Insurance during the time they are actively engaged in fire-fighting activities, during the time they are training fire fighters or rescue squad workers, and during the time they are engaged in activities as members of the State Emergency Response Team, when the Team has been activated. The term 'firemen' shall also mean deputy fire marshals and assistant fire marshals. The term 'rescue squad worker' shall mean a person who is dedicated to the purpose of alleviating human suffering and assisting anyone who is in difficulty or who is injured or becomes suddenly ill by providing the proper and efficient care or emergency medical services. In addition, this person must belong to an organized rescue squad

1 which is eligible for membership in the North Carolina Association of Rescue Squads,
2 Inc., and the person must have attended a minimum of 36 hours of training and
3 meetings in the last calendar year. Each rescue squad belonging to the North Carolina
4 Association of Rescue Squads, Inc., must file a roster of those members meeting the
5 above requirements with the State Auditor on or about January 1 of each year, and this
6 roster must be certified to by the secretary of said association. In addition, the term
7 'rescue squad worker' shall mean a member of an ambulance service certified by the
8 Department of Human Resources pursuant to Article 26 of Chapter 130 of the General
9 Statutes. The Department of Human Resources shall furnish a list of ambulance service
10 members to the State Auditor on or about January 1 of each year. The term 'Civil Air
11 Patrol members' shall mean those senior members of the North Carolina Wing-Civil Air
12 Patrol 18 years of age or older and currently certified pursuant to G.S. 143B-491(a). The
13 term 'fireman' shall also mean county fire marshals when engaged in the performance of
14 their county duties. The term 'rescue squad worker' shall also mean county emergency
15 services coordinators when engaged in the performance of their county duties."

16 Sec. 2. This act shall become effective October 1, 1989, and applies to
17 benefits provided to survivors of firemen dying on and after that date.