

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 699
SENATE BILL 1201

AN ACT TO PERMIT THE LUMBERTON FIREMEN'S SUPPLEMENTARY PENSION FUND TO INCREASE THE MONTHLY BENEFITS TO ITS MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of Chapter 792 of the 1991 Session Laws reads as rewritten:

"Sec. 4. Any full time paid member of the fire department who retires or is retired under the provisions of Section 3 of this act shall receive monthly for the remainder of his life from the 'Supplementary Pension Fund' an amount equal to ~~two dollars and fifty cents (\$2.50)~~ three dollars and twenty-five cents (\$3.25) for each full year of service with the Fire Department, with the exception that, if a person who has been retired as a member of the Lumberton Fire Department is receiving disability retirement benefits under the provisions of the North Carolina Local Governmental Employees' Retirement System as set out in Article 3 of Chapter 128 of the General Statutes and as participated in by the City of Lumberton, that person shall receive from the Fund the benefit amount equivalent to which a person retired with 30 years of service is entitled. If, for any reason, the Fund created and made available for any purpose covered by this Chapter shall be insufficient to pay in full any pension benefits, or other changes, then all benefits and payments shall be reduced pro rata for as long as the deficiency in amount exists. No claim shall accrue with respect to any amount by which a pension or benefit payment shall have been reduced."

Sec. 2. None of the provisions of this act shall create any liability for the City of Lumberton's Firemen's Supplementary Fund unless there are sufficient current assets in the Fund to pay fully for the liability. Under no circumstances shall the State incur any liability as a result of this act.

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 21st day of June, 1996.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives