

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 1423

Short Title: Meck. Law Officers' Fund.

(Local)

Sponsors: Representatives Cunningham; Alexander, Black, Earle, Easterling, Lemmond, McLaughlin, McMahan, and Rayfield.

Referred to: Pensions and Retirement.

May 30, 1996

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE LAW RELATING TO THE EMERGENCY AND
2 PENSION FUND FOR LAW ENFORCEMENT OFFICERS IN MECKLENBURG
3 COUNTY.
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5 The General Assembly of North Carolina enacts:

6 Section 1. Section 5 of Chapter 446 of the Public-Local Laws of 1931, as
7 amended by Section 1 of Chapter 305 of the 1967 Session Laws, is rewritten to read:

8 "Sec. 5. The funds accumulated under this act shall be known as the 'Emergency and
9 Pension Fund of the County of Mecklenburg' and shall be used as a fund for all arresting
10 officers, as defined in Section 2 of this act, and their families. If an officer while in the
11 actual performance of that officer's duties is killed, the board may pay any amount up to a
12 maximum of ten thousand dollars (\$10,000) as a death benefit to the surviving spouse of
13 the deceased officer. If the officer is not married at the time of death, the board may pay
14 any amount up to a maximum of ten thousand dollars (\$10,000) to the nearest dependent
15 next of kin of the deceased. It is further the true intent, meaning, and purpose of this act
16 that the board may pay any amount less than the amount specified, and the board may
17 refuse to make a payment of any amount in any case in any or all of the classes
18 enumerated in this act. Further, the board may use monies from the fund to award
19 scholarships to dependent children of officers who are either killed while in the

1 performance of their duties or who are rendered totally disabled as a result of an injury
2 received while in the performance of their duties. The maximum scholarship amount
3 shall be two thousand five hundred dollars (\$2,500) per child."

4 Sec. 2. Nothing in this act shall create any liability for the Emergency and
5 Pension Fund of the County of Mecklenburg unless there are sufficient current assets in
6 the Fund to pay fully for the liability. Under no circumstances shall the State incur any
7 liability as a result of this act.

8 Sec. 3. This act is effective upon ratification.