

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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SENATE BILL 148  
Pensions & Retirement and Aging Committee Substitute Adopted 6/1/05  
House Committee Substitute Favorable 7/13/05  
Fourth Edition Engrossed 8/23/05

Short Title: Death Benefit for Part-Time Law Enforcement.

(Public)

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Sponsors:

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Referred to:

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February 16, 2005

A BILL TO BE ENTITLED

1 AN ACT TO EXTEND THE LAW ENFORCEMENT OFFICERS', FIREMEN'S,  
2 RESCUE SQUAD WORKERS', AND CIVIL AIR PATROL MEMBERS' DEATH  
3 BENEFIT TO PERMANENT PART-TIME AND TEMPORARY LAW  
4 ENFORCEMENT OFFICERS AND DETENTION OFFICERS.  
5

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 143-166.2(d) reads as rewritten:

8 "(d) The term "law-enforcement officer", "officer", or "fireman" shall mean a  
9 sheriff and all law-enforcement officers employed ~~full-time~~ full-time, permanent  
10 part-time, or temporarily by a sheriff, the State of North Carolina or any county or  
11 municipality thereof thereof, whether paid or unpaid; and all full-time custodial  
12 employees and probation and parole officers of the North Carolina Department of  
13 ~~Correction~~ Correction; and all full time institutional and full-time, permanent part-time,  
14 and temporary detention employees of the Department of Juvenile Justice and  
15 ~~Delinquency Prevention.~~ Prevention and full-time, permanent part-time, and temporary  
16 detention officers employed by any sheriff, county or municipality, whether paid or  
17 unpaid. The term "firemen" shall mean both "eligible fireman"; or "fireman" as defined  
18 in G.S. 58-86-25 and all full-time, permanent part-time and temporary employees of the  
19 North Carolina Division of Forest Resources, Department of Environment and Natural  
20 Resources, during the time they are actively engaged in fire-fighting activities; and shall  
21 mean all full-time employees of the North Carolina Department of Insurance during the  
22 time they are actively engaged in fire-fighting activities, during the time they are  
23 training fire fighters or rescue squad workers, and during the time they are engaged in  
24 activities as members of the State Emergency Response Team, when the Team has been  
25 activated. The term "rescue squad worker" shall mean a person who is dedicated to the  
26 purpose of alleviating human suffering and assisting anyone who is in difficulty or who  
27 is injured or becomes suddenly ill by providing the proper and efficient care or

1 emergency medical services. In addition, this person must belong to an organized rescue  
2 squad which is eligible for membership in the North Carolina Association of Rescue  
3 Squads, Inc., and the person must have attended a minimum of 36 hours of training and  
4 meetings in the last calendar year. Each rescue squad belonging to the North Carolina  
5 Association of Rescue Squads, Inc., must file a roster of those members meeting the  
6 above requirements with the State Treasurer on or about January 1 of each year, and this  
7 roster must be certified to by the secretary of said association. In addition, the term  
8 "rescue squad worker" shall mean a member of an ambulance service certified by the  
9 Department of Health and Human Services pursuant to Article 7 of Chapter 131E of the  
10 General Statutes. The Department of Health and Human Services shall furnish a list of  
11 ambulance service members to the State Treasurer on or about January 1 of each year.  
12 The term "Civil Air Patrol members" shall mean those senior members of the North  
13 Carolina Wing-Civil Air Patrol 18 years of age or older and currently certified pursuant  
14 to G.S. 143B-491(a). The term "fireman" shall also mean county fire marshals when  
15 engaged in the performance of their county duties. The term "rescue squad worker"  
16 shall also mean county emergency services coordinators when engaged in the  
17 performance of their county duties."

18       **SECTION 2.** There is appropriated from the General Fund to the  
19 Department of State Treasurer the sum of two hundred thousand dollars (\$200,000) for  
20 the 2005-2006 fiscal year and the sum of two hundred thousand dollars (\$200,000) for  
21 the 2006-2007 fiscal year to implement the provisions of this act.

22       **SECTION 3.** This act becomes effective November 1, 2004, and applies to  
23 all deaths occurring on or after that date.