

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

**SESSION LAW 2003-324
HOUSE BILL 570**

**AN ACT TO AMEND THE PROVISIONS OF THE CITY OF LUMBERTON
FIREMEN'S RELIEF FUND AND SUPPLEMENTARY PENSION FUND.**

The General Assembly of North Carolina enacts:

SECTION 1. Section 4 of Chapter 792 of the 1991 Session Laws, as amended by Chapter 699 of the 1995 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 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 fire department.~~ Any eligible member of the fire department who becomes permanently disabled and retires or is retired from 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, in accordance with G.S. 128-27(c), 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."

SECTION 2. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 16th day of July, 2003.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ Richard T. Morgan
Speaker of the House of Representatives