

NORTH CAROLINA GENERAL ASSEMBLY
1971 SESSION

CHAPTER 761
SENATE BILL 449

AN ACT TO AMEND CHAPTER 496 OF THE 1955 SESSION LAWS, AS AMENDED, RELATING TO PENSION FUND FOR THE RETIREMENT AND DISABILITY OF MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF HIGH POINT.

The General Assembly of North Carolina do enact:

Section. 1. That Section 1 (c) of Chapter 496 of the 1955 Session Laws of the State of North Carolina, as amended by Chapter 825 of the 1957 Session Laws of the State of North Carolina, as amended by Chapter 133 of the 1959 Session Laws of the State of North Carolina, relating to the Pension Fund Plan for the retirement and disability of members of the Police Department of the City of High Point be and the same is hereby amended to read as follows:

"c. The City Treasurer of the City of High Point is hereby authorized, empowered and directed to deduct each month from the second pay check of each and every member of the Police Department coming under the provisions of this act, beginning in the month of July 1971, 5% of the monthly salary of each of said persons up to \$ 5,600, and 6% of the monthly salary of each of said persons over \$ 5,600; Provided, that in the event the City of High Point establishes a pension plan for any other department or departments of said City and makes contribution thereto, then and in such event the City of High Point shall make the same contribution in percentage or amount, whichever method is used in any said pension plan, per member of the Police Department as it makes per employee in any other department of said City in which a pension plan is established."

Sec. 2. That Section 1, subsection d. of Chapter 496 of the 1955 Session Laws of the State of North Carolina relating to the Pension Fund for the retirement and disability of members of the Police Department of the City of High Point be and the same is hereby amended to read as follows:

"d. That after deducting the amounts set out in subsection c. of this section, the City Treasurer shall each month beginning in the month of July 1971, pay over to the said Pension Fund the amount deducted from the salary of each member of the Police Department, and in the event the City of High Point contributed to the said fund, then and in that event the City Treasurer shall also pay over to said fund at such time or times as the city council may by ordinance direct, but at least once every three months, the amount of said contributions."

Sec. 3. That Section 3 of Chapter 496 of the 1955 Session Laws of the State of North Carolina, as amended by Chapter 133 of the 1959 Session Laws of the State of North Carolina, be and the same is hereby amended to read as follows:

"Sec. 3. Any person, who is a full-time paid member of the High Point Police Department as shown by the records of the City of High Point at the time of the ratification of this act, or who becomes a full-time paid member thereof after the ratification of this act, and has or shall have a service record of twenty years as full-time paid member of said department and has or shall have reached the age of fifty-five years, or has or shall have attained the age of sixty-five, regardless of the length of his service, shall be eligible for retirement from service in the Police Department of the City of High Point and upon retirement or dismissal from the department shall receive not less than two dollars (\$2.00) per month for every year of his service as a full-time paid member of the High Point Police Department. During the year 1971 and at least every five years thereafter, and oftener if deemed advisable, the Board of Examiners shall select an actuary of outstanding ability to study this act and determine the highest amounts the fund can pay in the way of retirement and disability benefits, and the Board is authorized and empowered, in its sole discretion, to increase or decrease proportionately from time to time benefits herein provided as said actuarial study may indicate can be soundly done: Provided, however, that in the event the Board of Examiners determines to increase or decrease the benefits herein provided that such increase or decrease shall not affect the benefits then being paid to retired members."

Sec. 4. That Section 4 of Chapter 496 of the 1955 Session Laws of the State of North Carolina be and the same is hereby amended as follows:

By striking out the words "Provided, that in no event shall the amount paid under this section exceed \$75.00 per month for the first year following the disability, and that thereafter the amount paid under this section shall not exceed \$50.00 per month" in lines twelve through sixteen, and inserting in lieu thereof the words "Provided, that in no event shall the amount paid under this section exceed \$100.00 per month."

Sec. 5. That Section 6 of Chapter 496 of the 1955 Session Laws of the State of North Carolina be and the same is hereby amended as follows:

By striking out the words "The Judge of the Municipal Court of the City of High Point" in lines three and four, and inserting in lieu thereof the words "The Chairman of the Law and Public Safety Committee of the Council of the City of High Point."

Sec. 6. All laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 7. That this act shall be in full force and effect from and after July 1, 1971.

In the General Assembly read three times and ratified, this the 6th day of July, 1971.