

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**SENATE DRS35193-LB-254 (03/13)**

Short Title: Study N.C. National Guard Pension Fund. (Public)

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Sponsors: Senator Atwater.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A LEGISLATIVE STUDY COMMISSION TO REVIEW  
THE BENEFITS PROVIDED THROUGH THE NORTH CAROLINA NATIONAL  
GUARD PENSION FUND.

The General Assembly of North Carolina enacts:

**SECTION 1.** There is established the North Carolina National Guard Pension Fund Study Commission to examine the current status of the North Carolina National Guard Pension Fund authorized by Article 3 of Chapter 127A of the General Statutes. The Commission shall consider, but is not limited to, the following issues:

- (1) The actuarial condition of the Fund and measures that might be taken by the General Assembly to ensure the long-term solvency of the Fund.
- (2) Changes to the minimum and maximum monthly benefits that are paid from the Fund.
- (3) Changes to the eligibility requirements, including the minimum age for receiving benefits and minimum years of creditable military service.

**SECTION 2.** The Commission shall consist of 11 members appointed as follows:

- (1) Five members of the Senate appointed by the President Pro Tempore of the Senate.
- (2) Five members of the House appointed by the Speaker of the House of Representatives.
- (3) One member representing the national guard, recommended by the Governor and jointly appointed by the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

**SECTION 3.** Upon approval of the Legislative Services Commission, the Legislative Services Officer shall assign professional and clerical staff to assist in the

1 work of the Commission. Clerical staff shall be furnished to the Commission through  
2 the offices of the House of Representatives and Senate Supervisors of Clerks. The  
3 Commission may meet in the Legislative Building or the Legislative Office Building  
4 upon the approval of the Legislative Services Commission. The Commission, while in  
5 discharge of official duties, may exercise all the powers provided under the provisions  
6 of G.S. 120-19 through G.S. 120-19.4, including the power to request all officers,  
7 agents, agencies, and departments of the State to provide any information, data, or  
8 documents within their possession, ascertainable from their records, or otherwise  
9 available to them, and the power to subpoena witnesses. Members of the Commission  
10 shall receive per diem, subsistence, and travel allowances at the rate established in  
11 G.S. 120-3.1, 138-5, or 138-6, as appropriate. Vacancies shall be filled by the  
12 appointing authority.

13           **SECTION 4.** The Commission shall report its findings and  
14 recommendations to the Joint Legislative Commission on Governmental Operations no  
15 later than April 1, 2008.

16           **SECTION 5.** This act is effective when it becomes law.