

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 142*

Short Title: Firemen's Dependent Scholarships.

(Public)

Sponsors: Representatives Mercer; Howard, McLawhorn, Nichols, J. Preston, and Wright.

Referred to: Insurance.

February 15, 1993

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR SCHOLARSHIPS FOR DEPENDENTS OF FIREMEN.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-85-1 reads as rewritten:

"§ 58-85-1. Application of fund.

The money paid into the hands of the treasurer of the North Carolina State Firemen's Association shall be known and remain as the 'Firemen's Relief Fund' of North Carolina, and shall be used as a fund for the relief of firemen, members of such Association, who may be injured or rendered sick by disease contracted in the actual discharge of duty as firemen, and for the relief of widows, children, and if there be no widow or children, then dependent mothers of such firemen killed or dying from disease so contracted in such discharge of duty; to be paid in such manner and in such sums to such individuals of the classes herein named and described as may be provided for and determined upon in accordance with the constitution and bylaws of said Association, and such provisions and determinations made pursuant to said constitution and bylaws shall be final and conclusive as to the persons entitled to benefits and as to the amount of benefit to be received, and no action at law shall be maintained against said Association to enforce any claim or recover any benefit under this Article or under the constitution and bylaws of said Association; but if any officer or committee of said Association omit or refuse to perform any duty imposed upon him or them, nothing herein contained shall be construed to prevent any proceedings against said officer or committee to compel him or them to perform such duty. No fireman shall be entitled to receive any benefits under this section until the firemen's relief fund of his city or town shall have been exhausted.

1 Notwithstanding the above provisions, the Executive Board of the North Carolina State
2 Firemen's Association is hereby authorized to grant educational scholarships to ~~the~~
3 ~~children~~ members and dependents of members, to subsidize premium payments of
4 members over 65 years of age to the Firemen's Fraternal Insurance Fund of the North
5 Carolina State Firemen's Association, and to provide accidental death and
6 dismemberment insurance for members of those fire departments not eligible for
7 benefits pursuant to standards of certification adopted by the State Firemen's
8 Association for the use of local relief funds."

9 Sec. 2. This act is effective upon ratification.