

Fifty-sixth  
Legislative Assembly  
of North Dakota

## REENGROSSED SENATE BILL NO. 2347

Introduced by

Senators Grindberg, C. Nelson, B. Stenehjem

Representatives Berg, Ekstrom

1 A BILL for an Act to create and enact two new sections to chapter 18-11 of the North Dakota  
2 Century Code, relating to alternate firefighters relief association plan benefits; to provide for  
3 retroactive application; to provide an expiration date; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 18-11 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Service pensions - Formulation of optional plan.** With the consent of the governing  
8 body of the city involved, and in substitution for a pension payment schedule provided in  
9 section 18-11-15, a firefighters relief association may adopt a monthly service pension plan for  
10 members of the association as provided in this section.

11 1. Retirement date is the first day of the month next following the month in which the  
12 member attains the age of fifty-five years.

13 2. Retirement benefits for members reaching the retirement date equal an annual  
14 amount, payable monthly, comprised of a service benefit that equals two and  
15 thirty-three hundredths percent of a first-class firefighter's salary at the time of the  
16 member's retirement multiplied by the number of years of service employment up  
17 to a maximum of thirty years.

18 3. Upon termination of employment after completing ten years of eligible employment  
19 but before the retirement date, a member is eligible to receive deferred vested  
20 retirement benefits payable commencing on the retirement date equal to one  
21 hundred percent of the member's accrued benefits.

22 4. Members participating in a firefighters relief association paying a monthly service  
23 pension to members of the association under this section must serve ten years  
24 before they are eligible for a service pension.

1           **SECTION 2.** A new section to chapter 18-11 of the North Dakota Century Code is  
2 created and enacted as follows:

3           **Optional plan postretirement adjustments.** Upon the recommendation of the  
4 association's actuary, a firefighters relief association adopting a monthly service pension plan  
5 under section 1 of this Act may implement postretirement adjustments on an actuarially sound  
6 basis to pensioners and beneficiaries under the plan.

7           **SECTION 3. RETROACTIVE APPLICATION OF ACT.** This Act is retroactive to  
8 January 1, 1998.

9           **SECTION 4. EXPIRATION DATE.** Section 2 of this Act is effective through July 31,  
10 2001, and after that date is ineffective.

11           **SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure.