

43:10-2

LEGISLATIVE HISTORY CHECKLIST

NJSA: 43:10-2 (County pension plans--vesting--change years of service)

LAWS OF: 1985 **CHAPTER:** 354

BILL NO: A2287

Sponsor(s): Doria and others

Date Introduced: June 25, 1984

Committee: Assembly: State Government, Civil Service, Elections, Pensions and Veterans' Affairs.

Senate: State Government, Federal and Interstate Relations and Veterans' Affairs.

Amended during passage: No Substituted for S1964 (not attached since identical to A2287)

Date of Passage: Assembly: February 28, 1985

Senate: September 9, 1985

Date of Approval: November 8, 1985

Following statements are attached if available:

Sponsor statement: Yes (Below)

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

Sponsors' statement:

This bill reduces the years of services required for vesting from 15 years to 10 years for members of county employees' pension funds in counties of the first class having a population of less than 800,000.

ASSEMBLY, No. 2287

STATE OF NEW JERSEY

INTRODUCED JUNE 25, 1984

By Assemblymen DORIA, CHARLES, RANIERI, CUPROWSKI,
VAINIERI and LARocca

AN ACT concerning the vesting requirements for members of county employees' pension funds in counties of the first class having a population of less than 800,000, and amending R. S. 43:10-2.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. R. S. 43:10-2 is amended to read as follows:

2 R. S. 43:10-2. An employee of a county of the first class who shall
3 have served in the county's employ for a period of 20 years and
4 reached 60 years of age, shall, upon his own application, but not
5 later than, except as provided in this section, his attainment of
6 age 65, be retired on half pay.

7 Any present employee who shall have served in the employ of
8 the county for a period of 20 years, shall be retired in the follow-
9 in manner:

10 All members 70 years of age, or older, shall file their applications
11 for retirement by July 1, 1977.

12 All members attaining 69 years of age by July 1, 1976, shall file
13 their applications for retirement by July 1, 1977.

14 All members attaining 68 years of age by July 1, 1977, shall file
15 their applications for retirement by July 1, 1978.

16 All members attaining 67 years of age by July 1, 1978, shall file
17 their applications for retirement by July 1, 1979.

18 All members attaining 66 years of age by July 1, 1979, shall file
19 their applications for retirement by July 1, 1980.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.
Matter printed in italics *thus* is new matter.

20 All members attaining 65 years of age by July 1, 1980, shall file
21 their applications for retirement by July 1, 1981.

22 After July 1, 1981, all members shall file their applications for
23 retirement immediately upon attaining 65 years of age.

24 Any member required to retire under this section may be con-
25 tinued in service on an annual basis after the required date of
26 retirement at the request of the head of the employee's department,
27 and with the approval of the head of the executive branch of
28 government in a county organized under chapter 41A of Title 40
29 of the Revised Statutes, or, in all other counties, the board of
30 chosen freeholders, given in written notice to the pension com-
31 mission; provided, however, that in no event shall any employee
32 be continued beyond age 70.

33 Any member who upon his attainment of age 65 shall have
34 served in the employ of the county for a total of less than 20 years
35 shall be retired on a pension equal to $2\frac{1}{2}\%$ of his average annual
36 salary or compensation as defined in R. S. 43:10-1, multiplied by
37 the number of years of his service.

38 No elected official shall be required to retire pursuant to this
39 section. Any employee appointed to an office for a fixed term of
40 years may continue his membership beyond the mandatory date of
41 retirement specified herein, but shall be retired immediately
42 thereafter.

43 Should any member, after having completed [15] 10 years of
44 service for which credit has been established in the pension fund,
45 be separated voluntarily or involuntarily from the service, before
46 reaching age 60, and not by removal for cause or charges of mis-
47 conduct or delinquency, he may elect to withdraw his contribution
48 from the fund as provided in R. S. 43:10-8 or to receive a deferred
49 pension beginning at age 60 in the amount based on his years of
50 service credited in the fund bear to the total number of years of
51 service that he could have achieved had he continued to age 60 and
52 qualified for the pension of one-half of the annual salary he was
53 receiving at the time he elected the deferred pension.

54 Subject to the other provisions of this amendatory and supple-
55 mentary act and of article 1 of chapter 10 of Title 43 of the Revised
56 Statutes, upon and after the death of such pensioner, said pension,
57 which the pensioner was receiving prior to his death, shall be paid
58 to the surviving spouse, so long as he or she remains unmarried,
59 or minor children up to 18 years of age as the case may be.

1 2. This act shall take effect immediately.

STATEMENT

This bill reduces the years of service required for vesting from 15 years to 10 years for members of county employees' pension funds in counties of the first class having a population of less than 800,000.

ASSEMBLY STATE GOVERNMENT, CIVIL SERVICE,
ELECTIONS, PENSIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 2287

STATE OF NEW JERSEY

DATED: FEBRUARY 14, 1985

This bill reduces the vesting requirement for members of a county employees' pension fund in counties of the first class having a population of less than 800,000 from 15 years of service to 10 years of service.

The committee reported the bill favorably.

SENATE STATE GOVERNMENT, FEDERAL AND
INTERSTATE RELATIONS AND VETERANS AFFAIRS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 2287

STATE OF NEW JERSEY

DATED: MAY 13, 1985

The statement appended to the bill adequately explains its provisions and purposes.