

43:15A-50.1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 43:15A-50.1

(Pension law-State-members with 50 years service-amend provisions)

LAWS OF: 1984

CHAPTER: 197

Bill No: S2171

Sponsor(s): O'Connor and Codey

Date Introduced: September 13, 1984

Committee: Assembly: -----

Senate: -----

Amended during passage:

No

Substituted for A2504 (not attached since identical to S2171)

Date of Passage:

Assembly: October 11, 1984

Senate: September 13, 1984

Date of Approval: November 27, 1984

Following statements are attached if available:

Sponsor statement:

Yes

Committee statement:

Assembly

No

Senate

No

Fiscal Note:

No

Veto Message:

No

Message on Signing:

~~No~~ Yes

Following were printed:

Reports:

No

Hearings:

No

DO NOT WRITE IN THESE SPACES

CHAPTER 197 LAWS OF N. J. 1984  
APPROVED 11-27-84

SENATE, No. 2171

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 13, 1984

By Senators O'CONNOR and CODEY

(Without Reference)

AN ACT concerning retirement benefits under the Public Employee's Retirement System of New Jersey, and supplementing P. L. 1954, c. 84 (C. 43:15A-1 et seq.).

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

1 1. Notwithstanding the provisions of section 50 of P. L. 1954,  
2 c. 84 (C. 43:15A-50) or any other law, rule or regulation to the  
3 contrary, a member with at least 50 years of service, who is over  
4 70 years of age and who dies subsequent to filing and receipt by  
5 the retirement system of his application for retirement, but prior  
6 to approval by the board and prior to the 30 days required to estab-  
7 lish eligibility for a retirement allowance pursuant to section 50  
8 of P. L. 1954, c. 84 (C. 43:15A-50), shall be deemed to be retired,  
9 and the retirement allowance shall be effective as of the date of  
10 death. The retirement allowance shall be payable in accordance  
11 with the option elected by the member in the retirement applica-  
12 tion or, if no election has been made, the board shall make the  
13 election.

1 2. This act shall take effect immediately and shall be retroactive  
2 to filings for retirement received by the retirement system on or  
3 after August 24, 1984.

STATEMENT

This bill rectifies a palpable inequity in the current State pension law whereby dependent relatives of a State employee with long

State service are deprived of a retirement allowance by an inflexible statutory retirement schedule.

The particular situation triggering this remedial legislation involves a State employee with over 50 years of State service who because of his professional skills and dedicated service to this State was continued in State service by Governors Brendan T. Byrne and Thomas H. Kean beyond the compulsory retirement age of 70. This dedicated public servant was found to have a fatal illness and died before the retirement board could act on his retirement application, and before the additional time that would have had to elapse in order for the employee or his dependents to qualify for a retirement allowance.

The provisions of this bill apply only to system members with 50 or more years of service, who are also over 70 years of age, if the member filed a retirement application prior to his or her death.

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BILLS SIGNED

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NOVEMBER 27, 1984

The Governor also recommended a change deleting a reverter clause included in the original bill.

S-2171/A-2504, sponsored by State Senator Edward T. O'Connor Jr., D-Hudson, and Assemblyman Michael F. Adubato, D-Essex, which provides that a member of the Public Employees Retirement System who is over 70 years old and has at least 50 years of creditable service at the time of death, shall be deemed retired if the member's retirement application has been received by the PERS board at the time of death.

S-651, sponsored by State Senator Frank X. Graves, which requires that a county obtain permission from a municipality before discontinuing designation of a road as a county road.

S-212, sponsored by State Senator Walter Rand, D-Camden, which allows a municipal court judge to cancel a hawking and peddling license held by a veteran if the veteran sells or transfers the license, is convicted of a crime, or violates an municipal ordinance relating to the activities for which the license was granted.

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