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FLOOR AMENDMENT STATEMENT: Yes 6/3/2021

LEGISLATIVE FISCAL ESTIMATE: Yes 5/24/2021

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/JA

P.L. 2021, CHAPTER 296, *approved November 8, 2021*
 Assembly, No. 4544 (*Third Reprint*)

1 AN ACT concerning a return to employment by a school nurse
 2 ³[¹during the public health emergency and state of emergency
 3 for the COVID-19 pandemic¹]³ after retirement from the
 4 Teachers' Pension and Annuity Fund ¹[, and amending
 5 N.J.S.18A:66-53.2]^{1 3}and amending N.J.S.18A:66-53.2³.

6
 7 **BE IT ENACTED** by the Senate and General Assembly of the State
 8 of New Jersey:

9
 10 ¹[1. N.J.S.18A:66-53.2 is amended to read as follows:

11 18A:66-53.2. a. Except as provided in subsection b. of this
 12 section, if a former member of the retirement system who has been
 13 granted a retirement allowance for any cause other than disability,
 14 becomes employed again in a position which makes him eligible to
 15 be a member of the retirement system, his retirement allowance and
 16 the right to any death benefit as a result of his former membership,
 17 shall be canceled until he again retires.

18 Such person shall be reenrolled in the retirement system and
 19 shall contribute thereto at a rate based on his age at the time of
 20 reenrollment. Such person shall be treated as an active member for
 21 determining disability or death benefits while in service and no
 22 benefits pursuant to an optional selection with respect to his former
 23 membership shall be paid if his death shall occur during the period
 24 of such reenrollment.

25 Upon subsequent retirement of such member, his former
 26 retirement allowance shall be reinstated together with any optional
 27 selection, based on his former membership. In addition, he shall
 28 receive an additional retirement allowance based on his subsequent
 29 service as a member computed in accordance with applicable
 30 provisions of this article; provided, however, that his total
 31 retirement allowance upon such subsequent retirement shall not be a
 32 greater proportion of his final compensation than the proportion to
 33 which he would have been entitled had he remained in service
 34 during the period of his prior retirement. Any death benefit to
 35 which such member shall be eligible shall be based on his latest
 36 retirement, but shall not be less than the death benefit that was
 37 applicable to his former retirement.

38 b. The cancellation, reenrollment, and additional retirement
 39 allowance provisions of subsection a. of this section shall not apply
 40 to a former member of the retirement system who is a certificated

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 underlined thus is new matter

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ASL committee amendments adopted October 19, 2020.

²Senate SSG committee amendments adopted December 14, 2020.

³Senate floor amendments adopted June 3, 2021.

1 superintendent or a certificated administrator and who, after having
2 been granted a retirement allowance, becomes employed by the
3 State Department of Education in a position of critical need as
4 determined by the State Commissioner of Education, or becomes
5 employed by a board of education as a certificated superintendent
6 or a certificated administrator, or who is a certified school nurse
7 and who, after having been granted a retirement allowance,
8 becomes employed by a board of education as a certified school
9 nurse, on a contractual basis for a term of not more than one year;
10 except that the cancellation, reenrollment, and additional retirement
11 allowance provisions shall apply if the former member becomes
12 employed within 120 days of retirement, or if the former member
13 becomes employed as a certified school nurse within 60 days of
14 retirement, with the employer from which the member retired.
15 Nothing herein shall preclude a former member so reemployed with
16 a board of education from renewing a contract for one additional
17 year; provided that the total period of employment with any
18 individual board of education does not exceed a two-year period,
19 unless so approved by the Commissioner of Education as being in
20 the best interests of the school district; and provided that no such
21 renewal shall provide the former member an election regarding
22 whether or not to be reenrolled.

23 c. A former member of the retirement system who has been
24 granted a retirement allowance, for any cause other than disability,
25 may become employed again with the former employer in a position
26 as a coach of an athletics activity if: (1) the employment
27 commences after the retirement allowance becomes due and
28 payable; (2) the former member had attained the service retirement
29 age, applicable to that member, as of the date of retirement; and (3)
30 the compensation for the employment is less than \$15,000 per year.
31 This subsection shall be effective if the qualified status of the
32 retirement system under federal law can be maintained upon its
33 application, and such modifications to the system as may be
34 available shall be made to allow for its application. As used in this
35 section, "former employer" means the employer with which the
36 former member held employment immediately prior to retirement.
37 (cf: P.L.2019, c.184, s.1)]¹

38

39 ³[¹1. Notwithstanding the provisions of N.J.S.18A:66-53.2 to
40 the contrary, the cancellation, reenrollment, and additional
41 retirement allowance provisions of subsection a. of N.J.S.18A:66-
42 53.2 shall not apply to a former member of the Teachers' Pension
43 and Annuity Fund who is a certified school nurse and who, after
44 having been granted a retirement allowance, becomes employed by
45 a board of education as a certified school nurse on a contractual
46 basis for a term of not more than one year; except that the
47 cancellation, reenrollment, and additional retirement allowance
48 provisions shall apply if the former member becomes employed as a

1 certified school nurse within 60 days of retirement with the
2 employer from which the member retired. Nothing herein shall
3 preclude a former member so reemployed with a board of education
4 from renewing a contract for one additional year; provided that the
5 total period of employment with any individual board of education
6 does not exceed a two-year period, unless so approved by the
7 Commissioner of Education as being in the best interests of the
8 school district; and provided that no such renewal shall provide the
9 former member an election regarding whether or not to be
10 reenrolled.

11 ²The former member's retirement shall have been a bona fide
12 retirement and any employment or reemployment under this section
13 shall not be prearranged before retirement.²

14 This section shall apply only with regard to a certified school
15 nurse whose reemployment with any board of education commences
16 during the public health emergency and state of emergency declared
17 by the Governor in Executive Order No. 103 for the COVID-19
18 pandemic and during any extensions of that public health
19 emergency and state of emergency.¹³

20
21 ³1. N.J.S.18A:66-53.2 is amended to read as follows:

22 18A:66-53.2. a. Except as provided in subsection b. of this
23 section, if a former member of the retirement system who has been
24 granted a retirement allowance for any cause other than disability,
25 becomes employed again in a position which makes him eligible to
26 be a member of the retirement system, his retirement allowance and
27 the right to any death benefit as a result of his former membership,
28 shall be canceled until he again retires.

29 Such person shall be reenrolled in the retirement system and
30 shall contribute thereto at a rate based on his age at the time of
31 reenrollment. Such person shall be treated as an active member for
32 determining disability or death benefits while in service and no
33 benefits pursuant to an optional selection with respect to his former
34 membership shall be paid if his death shall occur during the period
35 of such reenrollment.

36 Upon subsequent retirement of such member, his former
37 retirement allowance shall be reinstated together with any optional
38 selection, based on his former membership. In addition, he shall
39 receive an additional retirement allowance based on his subsequent
40 service as a member computed in accordance with applicable
41 provisions of this article; provided, however, that his total
42 retirement allowance upon such subsequent retirement shall not be a
43 greater proportion of his final compensation than the proportion to
44 which he would have been entitled had he remained in service
45 during the period of his prior retirement. Any death benefit to
46 which such member shall be eligible shall be based on his latest
47 retirement, but shall not be less than the death benefit that was
48 applicable to his former retirement.

1 b. The cancellation, reenrollment, and additional retirement
2 allowance provisions of subsection a. of this section shall not apply
3 to a former member of the retirement system who is a certificated
4 superintendent or a certificated administrator and who, after having
5 been granted a retirement allowance, becomes employed by the
6 State Department of Education in a position of critical need as
7 determined by the State Commissioner of Education, or becomes
8 employed by a board of education as a certificated superintendent
9 or a certificated administrator, or who is a certified school nurse
10 and who, after having been granted a retirement allowance,
11 becomes employed by a board of education as a certified school
12 nurse, on a contractual basis for a term of not more than one year;
13 except that the cancellation, reenrollment, and additional retirement
14 allowance provisions shall apply if the former member becomes
15 employed within 120 days of retirement, or if the former member
16 becomes employed as a certified school nurse within 180 days of
17 retirement, with the employer from which the member retired.
18 Nothing herein shall preclude a former member so reemployed with
19 a board of education from renewing a contract for one additional
20 year; provided that the total period of employment with any
21 individual board of education does not exceed a two-year period,
22 unless so approved by the Commissioner of Education as being in
23 the best interests of the school district; and provided that no such
24 renewal shall provide the former member an election regarding
25 whether or not to be reenrolled.

26 c. A former member of the retirement system who has been
27 granted a retirement allowance, for any cause other than disability,
28 may become employed again with the former employer in a position
29 as a coach of an athletics activity if: (1) the employment
30 commences after the retirement allowance becomes due and
31 payable; (2) the former member had attained the service retirement
32 age, applicable to that member, as of the date of retirement; and (3)
33 the compensation for the employment is less than \$15,000 per year.
34 This subsection shall be effective if the qualified status of the
35 retirement system under federal law can be maintained upon its
36 application, and such modifications to the system as may be
37 available shall be made to allow for its application. As used in this
38 section, "former employer" means the employer with which the
39 former member held employment immediately prior to retirement.³
40 (cf: P.L.2019, c.184, s.1)

41

42 2. This act shall take effect immediately.

43

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45

46

47 Permits school nurse who is retired from TPAF to return to
48 employment for up to two years without reenrollment in TPAF.

ASSEMBLY, No. 4544

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED AUGUST 13, 2020

Sponsored by:

Assemblyman RALPH R. CAPUTO

District 28 (Essex)

SYNOPSIS

Permits school nurse who is retired from TPAF to return to employment for up to two years without reenrollment in TPAF.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning a return to employment by a school nurse after
2 retirement from the Teachers' Pension and Annuity Fund, and
3 amending N.J.S.18A:66-53.2.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. N.J.S.18A:66-53.2 is amended to read as follows:

9 18A:66-53.2. a. Except as provided in subsection b. of this
10 section, if a former member of the retirement system who has been
11 granted a retirement allowance for any cause other than disability,
12 becomes employed again in a position which makes him eligible to
13 be a member of the retirement system, his retirement allowance and
14 the right to any death benefit as a result of his former membership,
15 shall be canceled until he again retires.

16 Such person shall be reenrolled in the retirement system and shall
17 contribute thereto at a rate based on his age at the time of
18 reenrollment. Such person shall be treated as an active member for
19 determining disability or death benefits while in service and no
20 benefits pursuant to an optional selection with respect to his former
21 membership shall be paid if his death shall occur during the period
22 of such reenrollment.

23 Upon subsequent retirement of such member, his former
24 retirement allowance shall be reinstated together with any optional
25 selection, based on his former membership. In addition, he shall
26 receive an additional retirement allowance based on his subsequent
27 service as a member computed in accordance with applicable
28 provisions of this article; provided, however, that his total retirement
29 allowance upon such subsequent retirement shall not be a greater
30 proportion of his final compensation than the proportion to which he
31 would have been entitled had he remained in service during the
32 period of his prior retirement. Any death benefit to which such
33 member shall be eligible shall be based on his latest retirement, but
34 shall not be less than the death benefit that was applicable to his
35 former retirement.

36 b. The cancellation, reenrollment, and additional retirement
37 allowance provisions of subsection a. of this section shall not apply
38 to a former member of the retirement system who is a certificated
39 superintendent or a certificated administrator and who, after having
40 been granted a retirement allowance, becomes employed by the State
41 Department of Education in a position of critical need as determined
42 by the State Commissioner of Education, or becomes employed by a
43 board of education as a certificated superintendent or a certificated
44 administrator, or who is a certified school nurse and who, after
45 having been granted a retirement allowance, becomes employed by a

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 underlined thus is new matter.

1 board of education as a certified school nurse, on a contractual basis
2 for a term of not more than one year; except that the cancellation,
3 reenrollment, and additional retirement allowance provisions shall
4 apply if the former member becomes employed within 120 days of
5 retirement, or if the former member becomes employed as a certified
6 school nurse within 60 days of retirement, with the employer from
7 which the member retired. Nothing herein shall preclude a former
8 member so reemployed with a board of education from renewing a
9 contract for one additional year; provided that the total period of
10 employment with any individual board of education does not exceed
11 a two-year period, unless so approved by the Commissioner of
12 Education as being in the best interests of the school district; and
13 provided that no such renewal shall provide the former member an
14 election regarding whether or not to be reenrolled.

15 c. A former member of the retirement system who has been
16 granted a retirement allowance, for any cause other than disability,
17 may become employed again with the former employer in a position
18 as a coach of an athletics activity if: (1) the employment commences
19 after the retirement allowance becomes due and payable; (2) the
20 former member had attained the service retirement age, applicable to
21 that member, as of the date of retirement; and (3) the compensation
22 for the employment is less than \$15,000 per year. This subsection
23 shall be effective if the qualified status of the retirement system under
24 federal law can be maintained upon its application, and such
25 modifications to the system as may be available shall be made to
26 allow for its application. As used in this section, "former employer"
27 means the employer with which the former member held employment
28 immediately prior to retirement.
29 (cf: P.L.2019, c.184, s.1)

30

31 2. This act shall take effect immediately.

32

33

34

STATEMENT

35

36 This bill would permit a certified school nurse who retired from
37 the Teachers' Pension and Annuity Fund (TPAF) to return to work
38 full time as a certified school nurse with a board of education without
39 being reenrolled in the TPAF. If the retired school nurse returns to
40 work with the former employer, it must occur more than 60 days after
41 the retirement. This bill will permit the school nurse to receive the
42 TPAF retirement allowance as well as a salary. The bill permits the
43 return to work under a contract for one year, which may be renewed
44 only for one additional year.

45 Current law has a substantially similar provision to permit certain
46 TPAF retirees to return to work with a board of education in a TPAF
47 position as a certificated superintendent or certificated administrator
48 for a limited period of time, without reenrollment in the TPAF.

1 There may be additional requirements that would have to be met
2 in certain circumstances for a return to work in order to comply with
3 the laws and regulations of the federal Internal Revenue Code.

4 Due to the COVID-19 pandemic, Governor Murphy declared a
5 State of Emergency and a Public Health Emergency by signing
6 Executive Order No. 103 on March 9, 2020. That declaration of the
7 Public Health Emergency was extended many times since then in
8 order to allow the State to continue to take methodical, strategic, and
9 appropriate action to address the continuing pandemic. Schools in
10 the State were closed for many months in 2020 and plans have been
11 developed to safely reopen the schools for the 2020-2021 school
12 year.

13 The work of a certified school nurse is demanding and sensitive
14 even in normal times. They provide health screenings and care for
15 students with chronic illnesses, disabilities, and mental health
16 conditions. They serve as advocates for students. While there is a
17 shortage of school nurses in other states, New Jersey is not yet one
18 of those states. However, filling the position of school nurse is not
19 easy, and may be especially difficult for the 2020-2021 school year
20 and thereafter.

21 Now more than ever, the school nurse is an essential employee of
22 every school district in the State. It is imperative that the State
23 address the critical need for school nurses and provide means for
24 school districts to employ well-qualified and experienced individuals
25 for these essential positions.

ASSEMBLY STATE AND LOCAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 4544

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 19, 2020

The Assembly State and Local Government Committee reports favorably and with committee amendments Assembly Bill No. 4544.

This bill, as amended, would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education is not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

COMMITTEE AMENDMENTS

The committee amended the bill to restrict applicability to those nurses reemployed during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic.

SENATE STATE GOVERNMENT, WAGERING, TOURISM &
HISTORIC PRESERVATION COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 4544

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 14, 2020

The Senate State Government, Wagering, Tourism and Historic Preservation Committee reports favorably and with committee amendments Assembly Bill No. 4544 (1R).

As amended by the committee, this bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

As amended, Assembly Bill No. 4544 (2R) is identical to Senate Bill No. 3150 (1R) of 2020-2021.

COMMITTEE AMENDMENTS

The committee amended the bill to clarify that the former member's retirement must have been a bona fide retirement and that any employment or reemployment under the bill must not be prearranged before retirement.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[Second Reprint]

ASSEMBLY, No. 4544

STATE OF NEW JERSEY

DATED: MAY 20, 2021

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 4544 (2R).

This bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

As reported by the committee, Assembly Bill No. 4544 (2R) is identical to Senate Bill No. 3150 (1R), which also was reported by the committee on this date.

FISCAL IMPACT:

The Office of Legislative Services (OLS) estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the Teachers' Pension and Annuity Fund (TPAF), the

local school district may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the School Employees' Health Benefits Program (SEHBP) in retirement based on the former employment. When a retiree is reenrolled in the TPAF as required by current law upon becoming employed again after retirement, the State avoids this expense because health care benefits then become the responsibility of the board of education until the person again retires.

Because each qualified retiree is not reenrolled in the TPAF and, thus, does not receive an increase in retirement benefits for the additional service, the TPAF does not incur additional costs. Consequently, the State does not have to make contributions to the TPAF, which it otherwise would have to make for an employee in a TPAF-covered position.

There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential cost or savings for the State and local boards of education cannot be made at this time.

STATEMENT TO
[Second Reprint]
ASSEMBLY, No. 4544

with Senate Floor Amendments
(Proposed by Senator POU)

ADOPTED: JUNE 3, 2021

These Senate amendments would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF.

If the retired school nurse returns to work with the former employer, it must occur more than 180 days after the retirement.

These amendments would permit the school nurse to receive the TPAF retirement allowance as well as a salary.

These amendments permit the return to work under a contract for one year, which may be renewed only for one additional year.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 4544

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: NOVEMBER 17, 2020

SUMMARY

- Synopsis:** Permits school nurse who is retired from TPAF to return to employment during public health emergency and state of emergency for COVID-19 pandemic, for up to two years without reenrollment in TPAF.
- Type of Impact:** Potential expenditure impact for the State General Fund and school districts
- Agencies Affected:** School districts

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Impact		Indeterminate	
Local Cost Impact		Indeterminate	

- The Office of Legislative Services (OLS) estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the Teachers' Pension and Annuity Fund (TPAF), the local school district may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the School Employees' Health Benefits Program (SEHBP) in retirement based on the former employment. When a retiree is reenrolled in the TPAF as required by current law upon becoming employed again after retirement, the State avoids this expense because health care benefits then become the responsibility of the board of education until the person again retires.
- Because each qualified retiree is not reenrolled in the TPAF and, thus, does not receive an increase in retirement benefits for the additional service, the TPAF does not incur additional costs. Consequently, the State does not have to make contributions to the TPAF, which it otherwise would have to make for an employee in a TPAF-covered position.

- There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential cost or savings for the State and local boards of education cannot be made at this time.

BILL DESCRIPTION

This bill would permit a certified school nurse who retired from the TPAF to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education is not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the TPAF, the local board of education may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the SEHBP in retirement based on the former employment. Under current law, if a retired TPAF member becomes employed again in a TPAF-covered position, the retirement allowance and the right to any death benefit as a result of the prior TPAF membership is suspended and the reemployed retiree is reenrolled in TPAF and treated as an active member. Upon subsequent retirement, the reemployed TPAF member receives the former retirement allowance based on the earlier membership, as well as an additional retirement allowance based upon the subsequent service during reemployment. This bill creates an exception to reenrollment during the COVID-19 pandemic for a retired school nurse.

The OLS notes that there is a cost to the State if a TPAF retiree reenrolls in the TPAF because the State pays the local board of education's share of required TPAF contributions. Because this bill prevents reenrollment, the State would save on contributions in that regard. Also, there will be no additional cost to the TPAF for a qualified retiree because, as a result of the bill, the retiree will not be eligible to receive an increased retirement benefit based upon service during reemployment with a local board of education.

Under current law, State payments for a qualified retiree's post-retirement health care benefits provided through the SEHBP are suspended when the retiree is reenrolled in the TPAF. In the

case of reenrollment, health benefits are the responsibility of the employer until the employee again retires. Under the provisions of this bill, the State would continue to pay for the post-retirement health care benefits for a retiree who accepts reemployment with a local board of education.

The OLS notes that local boards of education would have the discretion to make such a reemployment decision. The impact of this bill will be limited as it would apply only to a hiring decision made during the COVID-19 pandemic and as the employment would be for no more than two years.

There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential costs or savings for the State and local boards of education cannot be made at this time.

Section: State Government

*Analyst: Aggie Szilagyi
Section Chief*

*Approved: Thomas Koenig
Assistant Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

ASSEMBLY, No. 4544

**STATE OF NEW JERSEY
219th LEGISLATURE**

DATED: MAY 25, 2021

SUMMARY

- Synopsis:** Permits school nurse who is retired from TPAF to return to employment during public health emergency and state of emergency for COVID-19 pandemic, for up to two years without reenrollment in TPAF.
- Type of Impact:** Potential expenditure impact for the State General Fund and school districts
- Agencies Affected:** School districts

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Impact		Indeterminate	
Local Cost Impact		Indeterminate	

- The Office of Legislative Services (OLS) estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the Teachers' Pension and Annuity Fund (TPAF), the local school district may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the School Employees' Health Benefits Program (SEHBP) in retirement based on the former employment. When a retiree is reenrolled in the TPAF as required by current law upon becoming employed again after retirement, the State avoids this expense because health care benefits then become the responsibility of the board of education until the person again retires.
- Because each qualified retiree is not reenrolled in the TPAF and, thus, does not receive an increase in retirement benefits for the additional service, the TPAF does not incur additional costs. Consequently, the State does not have to make contributions to the TPAF, which it otherwise would have to make for an employee in a TPAF-covered position.

- There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential cost or savings for the State and local boards of education cannot be made at this time.

BILL DESCRIPTION

This bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the TPAF, the local board of education may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the SEHBP in retirement based on the former employment. Under current law, if a retired TPAF member becomes employed again in a TPAF-covered position, the retirement allowance and the right to any death benefit as a result of the prior TPAF membership is suspended and the reemployed retiree is reenrolled in TPAF and treated as an active member. Upon subsequent retirement, the reemployed TPAF member receives the former retirement allowance based on the earlier membership, as well as an additional retirement allowance based upon the subsequent service during reemployment. This bill creates an exception to reenrollment during the COVID-19 pandemic for a retired school nurse.

The OLS notes that there is a cost to the State if a TPAF retiree reenrolls in the TPAF because the State pays the local board of education's share of required TPAF contributions. Because this bill prevents reenrollment, the State would save on contributions in that regard. Also, there will

be no additional cost to the TPAF for a qualified retiree because, as a result of the bill, the retiree will not be eligible to receive an increased retirement benefit based upon service during reemployment with a local board of education.

Under current law, State payments for a qualified retiree's post-retirement health care benefits provided through the SEHBP are suspended when the retiree is reenrolled in the TPAF. In the case of reenrollment, health benefits are the responsibility of the employer until the employee again retires. Under the provisions of this bill, the State would continue to pay for the post-retirement health care benefits for a retiree who accepts reemployment with a local board of education.

The OLS notes that local boards of education would have the discretion to make such a reemployment decision. The impact of this bill will be limited as it would apply only to a hiring decision made during the COVID-19 pandemic and as the employment would be for no more than two years.

There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential costs or savings for the State and local boards of education cannot be made at this time.

Section: State Government

*Analyst: Aggie Szilagyi
Section Chief*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

SENATE, No. 3150

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 5, 2020

Sponsored by:
Senator NELLIE POU
District 35 (Bergen and Passaic)

SYNOPSIS

Permits school nurse who is retired from TPAF to return to employment during public health emergency and state of emergency for COVID-19 pandemic, for up to two years without reenrollment in TPAF.

CURRENT VERSION OF TEXT

As introduced.



S3150 POU

2

1 AN ACT concerning a return to employment by a school nurse
2 during the public health emergency and state of emergency for
3 the COVID-19 pandemic after retirement from the Teachers'
4 Pension and Annuity Fund.

5

6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

8

9 1. Notwithstanding the provisions of N.J.S.18A:66-53.2 to the
10 contrary, the cancellation, reenrollment, and additional retirement
11 allowance provisions of subsection a. of N.J.S.18A:66-53.2 shall not
12 apply to a former member of the Teachers' Pension and Annuity Fund
13 who is a certified school nurse and who, after having been granted a
14 retirement allowance, becomes employed by a board of education as a
15 certified school nurse on a contractual basis for a term of not more
16 than one year; except that the cancellation, reenrollment, and
17 additional retirement allowance provisions shall apply if the former
18 member becomes employed as a certified school nurse within 60 days
19 of retirement with the employer from which the member retired.
20 Nothing herein shall preclude a former member so reemployed with a
21 board of education from renewing a contract for one additional year;
22 provided that the total period of employment with any individual board
23 of education does not exceed a two-year period, unless so approved by
24 the Commissioner of Education as being in the best interests of the
25 school district; and provided that no such renewal shall provide the
26 former member an election regarding whether or not to be reenrolled.

27 This section shall apply only with regard to a certified school nurse
28 whose reemployment with any board of education commences during
29 the public health emergency and state of emergency declared by the
30 Governor in Executive Order No. 103 for the COVID-19 pandemic
31 and during any extensions of that public health emergency and state of
32 emergency.

33

34 2. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 This bill would permit a certified school nurse who retired from
40 the Teachers' Pension and Annuity Fund (TPAF) to return to work
41 full time as a certified school nurse with a board of education
42 without being reenrolled in the TPAF if reemployment commences
43 during the period of the public health emergency and state of
44 emergency declared due to the COVID-19 pandemic. If the retired
45 school nurse returns to work with the former employer, it must
46 occur more than 60 days after the retirement. This bill will permit
47 the school nurse to receive the TPAF retirement allowance as well
48 as a salary. The bill permits the return to work under a contract for

S3150 POU

1 one year, which may be renewed only for one additional year. The
2 total period of reemployment with any individual board of
3 education is not exceed a two-year period, unless so approved by
4 the Commissioner of Education as being in the best interests of the
5 school district.

6 Current law has a substantially similar provision to permit
7 certain TPAF retirees to return to work with a board of education in
8 a TPAF position as a certificated superintendent or certificated
9 administrator for a limited period of time, without reenrollment in
10 the TPAF.

11 There may be additional requirements that would have to be met
12 in certain circumstances for a return to work in order to comply
13 with the laws and regulations of the federal Internal Revenue Code.

SENATE STATE GOVERNMENT, WAGERING, TOURISM &
HISTORIC PRESERVATION COMMITTEE

STATEMENT TO
SENATE, No. 3150

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 14, 2020

The Senate State Government, Wagering, Tourism and Historic Preservation Committee reports favorably and with committee amendments Senate Bill No. 3150.

As amended by the committee, this bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

As amended, Senate Bill No. 3150 (1R) is identical to Assembly Bill No. 4544 (2R) of 2020-2021.

COMMITTEE AMENDMENTS

The committee amended the bill to clarify that the former member's retirement must have been a bona fide retirement and that any employment or reemployment under the bill must not be prearranged before retirement.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 3150

STATE OF NEW JERSEY

DATED: MAY 20, 2021

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 3150 (1R).

This bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

As reported by the committee, Senate Bill No. 3150 (1R) is identical to Assembly Bill No. 4544 (2R), which also was reported by the committee on this date.

FISCAL IMPACT:

The Office of Legislative Services (OLS) estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the Teachers' Pension and Annuity Fund (TPAF), the

local school district may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the School Employees' Health Benefits Program (SEHBP) in retirement based on the former employment. When a retiree is reenrolled in the TPAF as required by current law upon becoming employed again after retirement, the State avoids this expense because health care benefits then become the responsibility of the board of education until the person again retires.

Because each qualified retiree is not reenrolled in the TPAF and, thus, does not receive an increase in retirement benefits for the additional service, the TPAF does not incur additional costs. Consequently, the State does not have to make contributions to the TPAF, which it otherwise would have to make for an employee in a TPAF-covered position.

There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential cost or savings for the State and local boards of education cannot be made at this time.

STATEMENT TO
[First Reprint]
SENATE, No. 3150

with Senate Floor Amendments
(Proposed by Senator POU)

ADOPTED: JUNE 3, 2021

These Senate amendments would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF.

If the retired school nurse returns to work with the former employer, it must occur more than 180 days after the retirement.

These amendments would permit the school nurse to receive the TPAF retirement allowance as well as a salary.

These amendments permit the return to work under a contract for one year, which may be renewed only for one additional year.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 3150

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: MAY 25, 2021

SUMMARY

- Synopsis:** Permits school nurse who is retired from TPAF to return to employment during public health emergency and state of emergency for COVID-19 pandemic, for up to two years without reenrollment in TPAF.
- Type of Impact:** Potential expenditure impact for the State General Fund and school districts
- Agencies Affected:** School districts

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Impact		Indeterminate	
Local Cost Impact		Indeterminate	

- The Office of Legislative Services (OLS) estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the Teachers' Pension and Annuity Fund (TPAF), the local school district may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the School Employees' Health Benefits Program (SEHBP) in retirement based on the former employment. When a retiree is reenrolled in the TPAF as required by current law upon becoming employed again after retirement, the State avoids this expense because health care benefits then become the responsibility of the board of education until the person again retires.
- Because each qualified retiree is not reenrolled in the TPAF and, thus, does not receive an increase in retirement benefits for the additional service, the TPAF does not incur additional costs. Consequently, the State does not have to make contributions to the TPAF, which it otherwise would have to make for an employee in a TPAF-covered position.

- There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential cost or savings for the State and local boards of education cannot be made at this time.

BILL DESCRIPTION

This bill would permit a certified school nurse who retired from the Teachers' Pension and Annuity Fund (TPAF) to return to work full time as a certified school nurse with a board of education without being reenrolled in the TPAF if reemployment commences during the period of the public health emergency and state of emergency declared due to the COVID-19 pandemic. If the retired school nurse returns to work with the former employer, it must occur more than 60 days after the retirement. This bill will permit the school nurse to receive the TPAF retirement allowance as well as a salary. The bill permits the return to work under a contract for one year, which may be renewed only for one additional year. The total period of reemployment with any individual board of education must not exceed a two-year period, unless so approved by the Commissioner of Education as being in the best interests of the school district. Under the bill, the former member's retirement must have been a bona fide retirement and any employment or reemployment under the bill must not be prearranged before retirement.

Current law has a substantially similar provision to permit certain TPAF retirees to return to work with a board of education in a TPAF position as a certificated superintendent or certificated administrator for a limited period of time, without reenrollment in the TPAF.

There may be additional requirements that would have to be met in certain circumstances for a return to work in order to comply with the laws and regulations of the federal Internal Revenue Code.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that if a school nurse returns to employment shortly after retirement without reenrolling in the TPAF, the local board of education may realize savings in health care costs for that employee because the retired school nurse may be receiving, if eligible, State-paid coverage under the SEHBP in retirement based on the former employment. Under current law, if a retired TPAF member becomes employed again in a TPAF-covered position, the retirement allowance and the right to any death benefit as a result of the prior TPAF membership is suspended and the reemployed retiree is reenrolled in TPAF and treated as an active member. Upon subsequent retirement, the reemployed TPAF member receives the former retirement allowance based on the earlier membership, as well as an additional retirement allowance based upon the subsequent service during reemployment. This bill creates an exception to reenrollment during the COVID-19 pandemic for a retired school nurse.

The OLS notes that there is a cost to the State if a TPAF retiree reenrolls in the TPAF because the State pays the local board of education's share of required TPAF contributions. Because this bill prevents reenrollment, the State would save on contributions in that regard. Also, there will

be no additional cost to the TPAF for a qualified retiree because, as a result of the bill, the retiree will not be eligible to receive an increased retirement benefit based upon service during reemployment with a local board of education.

Under current law, State payments for a qualified retiree's post-retirement health care benefits provided through the SEHBP are suspended when the retiree is reenrolled in the TPAF. In the case of reenrollment, health benefits are the responsibility of the employer until the employee again retires. Under the provisions of this bill, the State would continue to pay for the post-retirement health care benefits for a retiree who accepts reemployment with a local board of education.

The OLS notes that local boards of education would have the discretion to make such a reemployment decision. The impact of this bill will be limited as it would apply only to a hiring decision made during the COVID-19 pandemic and as the employment would be for no more than two years.

There is no information available to indicate the number of TPAF retirees who would be reemployed; thus, a specific estimate of the potential costs or savings for the State and local boards of education cannot be made at this time.

Section: State Government

*Analyst: Aggie Szilagy
Section Chief*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

Governor Murphy Takes Action on Legislation

11/8/2021

TRENTON – Today, Governor Murphy signed the following bills into law:

S-249/A-1259 (Singleton, Turner/Schaer, DeCroce, Vainieri Huttle) – Requires pharmacy benefits manager providing services within Medicaid program to disclose certain information to DHS

S-324/A-3533 (Diegnan, A.M. Bucco/Benson, Freiman, DeCroce) – Authorizes operators of motor vehicles to display electronic proof of registration; requires MVC to send application for registration renewal to lessee of leased vehicle

SCS for S-399 and 1645/ACS for A-869 and 1380 (Lagana, Weinberg, Stack, Turner, Cunningham/Chiaravalloti, Holley) – Requires residential landlords to install covers on steam radiators upon request of tenant

S-537/A-3110 (Codey/McKeon, Verrelli, Vainieri Huttle) – Establishes certain minimum and maximum temperatures in rooming and boarding houses, dementia care homes, and certain nursing homes and residential health care facilities

S-550/A-1616 (Codey, Pennacchio/Lampitt, Conaway, Vainieri Huttle) – Requires certain student identification cards to contain telephone number for suicide prevention hotline

SCS for S-647/A-4825 (Greenstein, Singleton/McKeon, Karabinchak, Stanley) – Revises cybersecurity, asset management, and related reporting requirements in “Water Quality Accountability Act”

S-828/A-2101 (Lagana, Greenstein/Swain, Tully, Verrelli) – Requires public utilities and local units to provide notice prior to initiating certain infrastructure projects

S-829/A-2135 (Lagana, Singleton/Tully, Swain, Murphy) – Requires property condition disclosure statement to indicate presence of lead plumbing in residential property

S-830/A-2134 (Lagana, Greenstein/Tully, Swain, Conaway) – Requires public water systems to offer drinking water tests to customers in certain circumstances

S-894/A-3874 (Pou, Greenstein/Lopez, Vainieri Huttle) – Prohibits sale of paint or coating removal products that contain methylene chloride unless purchaser meets certain safety standards for use

S-1010/A-2103 (Lagana, Turner/Swain, Tully, Johnson) – Permits counties and municipalities to bond for alternative fuel vehicles

S-1047/A-1712 (Cryan, Pou/Burzichelli, Karabinchak, Giblin) – Concerns disclosure of certain information prior to sale of real estate

S-1148/A-1221 (Ruiz, Pou/Chaparro, Speight, Wimberly) – Requires emergency contact information and access instructions for social services hotline to be provided to tenants of multiple dwellings

S-1239/A-5131 (Codey/McKeon, Danielsen, Jasey) – Authorizes imposition of fee for connection to municipal electric distribution system

S-1259/A-2628 (Singleton/Murphy) – Concerns labor contractors

S-1726/A-795 (Lagana, Pou/Verrelli, Swain, Zwicker) – Prohibits sale of cosmetic products that have been tested on animals

- S-2727/A-4775 (Pennacchio, Pou/Vainieri Huttle, Jasey, McKnight)** – Establishes Multigenerational Family Housing Continuity Commission; provides municipal guidance to periodically analyze local advancement of commission’s senior citizen housing recommendations
- S-2861/A-5390 (Singleton, Addiego/Quijano, McKnight, Speight)** – Concerns certain restrictive covenants on real property
- S-2996/A-5019 (Testa, Sweeney/McClellan, Taliaferro, Johnson)** – Allows Board of Cosmetology and Hairstyling licensees to operate mobile facilities when providing services
- S-3000/A-4688 (Weinberg, Greenstein/Benson, Verrelli, Vainieri Huttle)** – Codifies and establishes certain network adequacy standards for pediatric primary and specialty care in Medicaid program
- S-3032/A-4855 (Sweeney, Vitale/Benson, Vainieri Huttle, Chiaravalloti)** – Requires DOH to develop Statewide plan for infection control and prevention infrastructure improvements in nursing homes
- S-3091/A-4933 (Addiego, Bateman/Burzichelli, Benson, Mukherji)** – Requires builders to offer unit concrete products that utilize carbon footprint-reducing technology as option in new construction; establishes tax incentives, and State and local purchasing requirements, for unit concrete products that utilize carbon footprint-reducing technology
- S-3253/A-2619 (Singleton, Ruiz/Murphy, Speight, Mukherji)** – Establishes alternate route to expedite certification of teachers at early college high school programs
- S-3318/A-5893 (Sweeney, Pou/Vainieri Huttle, Caputo, Karabinchak)** – Provides for voluntary contributions by taxpayers on gross income tax returns for Special Olympics New Jersey
- S-3590/A-5536 (Diegnan, Turner/Burzichelli, Giblin)** – Allows formation of limited liability companies by real estate salespersons and broker-salespersons to receive commission income and requires certain disclosures on promotions
- S-3811/A-5769 (Sweeney, Scutari/Reynolds-Jackson, Quijano, Carter)** – Establishes Kean University as public urban research university
- S-3948/A-5896 (Addiego, Gopal/Houghtaling, Downey)** – Authorizes supplemental State aid to school districts receiving certain federal Impact Aid; makes appropriation
- SJR-41/AJR-33 (Cruz-Perez, Addiego/Lopez, McKnight)** – Designates June 2 of each year as “Gun Violence Awareness Day”
- SJR-109/AJR-208 (Weinberg, Pou/McKnight, Benson, Vainieri Huttle)** – Condemns hate and violent extremism and commits to defense of safe and just democracy
- A-637/S-2670 (Caputo, Dancer, Houghtaling/Beach)** – Revises permit and license processes for sports pools operators and online sports pool operators; revises definitions of certain sports events; allows for transactional waiver for sports wagering lounge
- A-853/S-797 (Chiaravalloti, Karabinchak, McKnight/Cunningham, Doherty)** – Prohibits municipal licensure of children operating temporary businesses
- A-2311/S-356 (Calabrese, Jasey/Cryan, Codey)** – Establishes study commission to examine development of mutually beneficial relationships between institutions of higher education and municipalities
- A-3027/S-793 (Lampitt, Jasey, Houghtaling/Cunningham, Singleton)** – Commits \$3 million from Supplemental Workforce Fund for Basic Skill to NJ Community College Consortium for Workforce and Economic Development
- ACS for A-3352/S-3504 (Kennedy, Stanley, Calabrese/Smith)** – Requires certain newly constructed warehouses to be solar-ready buildings

A-3897/S-3263 (Armato, Mazzeo, DiMaso/Beach, Gopal) – Increases fee for New Jersey Waterfowl Stamps

A-4138/S-2701 (Vainieri Huttle, Benson, Giblin/Gopal, Codey) – Requires Department of Human Services to develop public emergency response plan for licensed providers of services to individuals with developmental disabilities

A-4367/S-2794 (Mukherji, Sumter, Taliaferro/Pou, Scutari) – Provides that AOC shall administer program for municipal courts allowing defendants to engage in online plea negotiations, entry of guilty plea, and payment of fine or penalty

A-4484/S-3153 (McKnight, Kennedy, Mukherji, Gove/Pou, Vitale) – Requires State Long-Term Care Ombudsman to establish long-term care advocacy and educational training program

A-4538/S-3131 (Lampitt, Quijano/Pou, A.M. Bucco) – Requires dental insurers to provide credits for reduced usage during coronavirus disease 2019 pandemic

A-4544/S-3150 (Caputo, Jasey, Murphy/Pou, Codey) – Permits school nurse who is retired from TPAF to return to employment for up to two years without reenrollment in TPAF

A-4633/S-2856 (Giblin, DeCroce/Pou) – Permits certain nonresident Certified Public Accountants to provide attest services

A-4831/S-3953 (Chaparro, Kennedy, Murphy/Scutari) – Clarifies classification in this State of criminal offenses committed in other states or under federal law

A-4836/S-3313 (Giblin, Benson, Downey/Pou, Turner) – Establishes task force to evaluate quality, efficacy, costs, and educational outcomes of online courses offered by public and independent institutions of higher education and degree-granting proprietary institutions during COVID-19 pandemic

A-4861/S-3041 (Vainieri Huttle, Armato, Verrelli/Vitale, Gopal) – Requires DOH to publish total number of COVID-19 deaths and cases in long-term care facilities

A-4869/S-2414 (Wirths, Verrelli, Space/Singleton, Madden) – Requires certain bidders for prevailing wage public work to provide proof that prevailing wage will be paid

A-5059/S-3031 (Conaway, Vainieri Huttle, Benson/Sweeney, Vitale) – Requires DOH to establish certain nursing education and professional advancement programs

A-5212/S-3638 (Conaway, Verrelli, Karabinchak/Turner, Diegnan) – Permits dentists to administer vaccines under certain circumstances

A-5751/S-3823 (Swain, Timberlake, Carter, Johnson/Weinberg, Gopal) – Expands State corrections officers training to include topics contributing to their core mission of treating inmates with dignity, fairness, and respect

A-5817/S-3852 (Tully, Swain, Benson/Lagana, Diegnan) – Revises violation and fines for approving or assigning unauthorized individuals as school bus drivers

A-5818/S-3849 (Tully, Swain, Benson/Lagana, Diegnan) – Provides for debarment of school bus contractors for certain violations; requires certain information in pupil transportation contract bid

AJR-204/SJR-105 (Jasey, Benson, Reynolds-Jackson/Cunningham, T. Kean) – Designates April of each year as “Educational Opportunity Fund (EOF) Month” in New Jersey

AJR-238/SJR-123 (Burzichelli/Sweeney, Singleton) – Urges U.S. President and EPA to take appropriate action, through waivers and other reforms, to allow blending of renewable fuels under the federal “Clean Air Act”

Governor Murphy conditionally vetoed the following bills:

S-108/A-169 (Gill, Turner/Caputo, Wirths) – **CONDITIONAL** - Concerns speech rights of student journalists at public schools and public institutions of higher education

[Copy of Statement](#)

S-2078/A-5008 (Weinberg, Addiego/Lampitt, Benson, Vainieri Huttle) – CONDITIONAL - Establishes “Stillbirth Resource Center” and regional Fetal and Infant Mortality Review Committee, and programs for the prevention and reduction of incidences of stillbirth; expands list of professionals authorized to provide stillbirth-related care

[Copy of Statement](#)

S-2160/A-5701 (Sweeney, Oroho, Singer/Carter, Lampitt, Jasey) – CONDITIONAL - Creates special education unit within the Office of Administrative Law; requires annual report

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S-2525/A-4274 (Rice, Singleton, Turner/Conaway, Sumter, Stanley) – CONDITIONAL - Expands powers and duties of State Chief Diversity Officer to promote diversity in State government and public contracting

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S-2559/ACS for A-4179 and 4200 (Gopal, Gill/Downey, Conaway, Benson, Houghtaling, Karabinchak) – CONDITIONAL - Revises requirements for health insurance providers and Medicaid to cover services provided using telemedicine and telehealth; appropriates \$5 million

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S-2834/A-5312 (Ruiz, Cunningham/Quijano, Lampitt, McKnight) – CONDITIONAL - Mandates training on culturally responsive teaching for all candidates for teaching certification

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S-2953/A-4785 (Sweeney, Cunningham/Quijano, Verrelli, Mukherji) – CONDITIONAL - Expands scope of inmate reentry assistance and benefits

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S-3238/A-5213 (Ruiz, Pou/Verrelli, McKnight, McKeon) – CONDITIONAL - Establishes New Jersey Easy Enrollment Health Insurance Program

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S-3488/A-5537 (Sweeney, Gopal, O'Scanlon/Burzichelli, Dancer, Spearman) – CONDITIONAL - Modifies certain procedures pertaining to school district regionalization; establishes grant program for cost reimbursement of conducting regionalization feasibility studies; and provides financial incentives for regionalization

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S-3867/A-5868 (Addiego, Singleton/Benson, Verrelli, Vainieri Huttle) – CONDITIONAL - Establishes Opioid Recovery and Remediation Fund and Opioid Recovery and Remediation Fund Advisory Council; provides for funds received from opioid settlements to support substance use disorder prevention and treatment programs

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S-3955/A-5905 (Ruiz/Timberlake, Speight, Spearman) – CONDITIONAL - Establishes “Rental Assistance Navigation Program” in DCA; makes appropriation

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A-1533/S-3321 (Spearman, Reynolds-Jackson, Schaer/Stack, Turner) – CONDITIONAL - Requires reservation of portion of tenant-based vouchers under State rental assistance program for persons displaced due to redevelopment of an affordable housing development; provides displaced persons with affordable housing priority status

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A-2455/S-2204 (Benson, Vainieri Huttle, DeAngelo/Greenstein, Oroho) – CONDITIONAL - Establishes pilot program in DOE to support FIRST Robotics Programs in school districts

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A-3062/S-1196 (Pintor Marin, Moen, Reynolds-Jackson/Pou, Cruz-Perez) – CONDITIONAL - Establishes three year Financial Empowerment Pilot Program

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A-4002/S-2257 (Caputo, Dancer, Murphy/Gopal, Sarlo) – CONDITIONAL - Allows deduction of promotional gaming credit from gross revenue on sports wagering

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A-4433/S-2715 (Greenwald, Mukherji, Lampitt/Beach, Corrado) – CONDITIONAL - Creates grant program to encourage school districts to partner with institutions of higher education in training school-based mental health services providers

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A-4435/S-2717 (Verrelli, Greenwald, Speight, Lampitt/Beach, Corrado) – CONDITIONAL - Requires DCF to give priority to certain school districts with student mental health counseling centers in awarding grants under School Based Youth Services Program

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A-4630/S-577 (Burzichelli/Madden, Singleton) – CONDITIONAL - Concerns labor harmony agreements in retail and distribution center projects

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A-4746/S-3947 (Mosquera, Lopez, Chaparro, Dunn/Vitale, Turner) – CONDITIONAL - Requires that certain provider subsidy payments for child care services be based on enrollment

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A-4834/S-3474 (Mazzeo, Quijano, Downey/Pou, Turner) – CONDITIONAL - Requires disclosure letter be included with mail falsely implying State government connection

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A-4850/S-3095 (Karabinchak, Freiman, Calabrese, Greenwald/Diegnan) – CONDITIONAL - Establishes expedited construction inspection program

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A-5033/S-3279 (Benson, Dancer, Verrelli/Gopal) – CONDITIONAL - Authorizes motor vehicle dealers to sell motor vehicles online and obtain electronic signatures for motor vehicle transactions

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A-5353/S-3421 (Conaway, Vainieri Huttle, Benson/Madden, Turner) – CONDITIONAL - Provides for certification of temporary nurse aides

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A-5599/S-3916 (Chiaravalloti, Vainieri Huttle, McKnight/Scutari, Gill) – CONDITIONAL - Establishes order of protection for current or former judge; upgrades and clarifies harassment against current or former judge; bars firearms possession by persons against whom current or former judge order of protection is entered

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A-5864/S-3939 (Speight, Pintor Marin, Chaparro, McKnight, DeAngelo, Bergen/Gopal, Cryan) – CONDITIONAL - Allows law enforcement officers to review body worn camera recordings prior to creating initial report

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Governor Murphy absolute vetoed the following bills:

S-415/A-4685 (Turner/Quijano, Verrelli) – ABSOLUTE - Requires reentry assistance to be provided to certain inmates who have served their maximum sentence

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S-969/ACS for A-2687 (Ruiz, Turner/Mazzeo, Lampitt, Moen) – CONDITIONAL - Establishes loan redemption program for teachers in certain fields to redeem loan amounts received under New Jersey College Loans to Assist State Students Loan Program through employment in certain low performing schools

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S-2261/A-4265 (Singleton/Conaway) – ABSOLUTE - Revises law relating to common interest communities

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S-2347/A-4030 (Sweeney, Greenstein, T. Kean/Mukherji, Benson, Murphy) – ABSOLUTE - Establishes Employment and Business-Related Tax Deferral Assistance Program in EDA to allow small businesses to defer the payment and remittance of certain employment and business-related taxes during COVID-19 public health emergency

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S-3093/A-4910 (Gopal, Sweeney, Singleton/Burzichelli, Johnson, Danielsen) – ABSOLUTE - Establishes county-based mitigation plan to allow businesses to operate during pandemic

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S-3505/A-5371 (Scutari, Weinberg/Mukherji, Johnson, Quijano) – ABSOLUTE - Requires assignment of unemployment claims handlers to legislative districts and partisan offices during COVID-19 pandemic state of emergency; appropriates \$1.8 million

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S-3868/A-5895 (Sarlo/Giblin) – ABSOLUTE - Concerns construction code enforcing agency fee revenue

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A-2722/S-1862 (Mukherji/Gopal, Oroho) – ABSOLUTE - Requires Commissioner of Corrections to institute 30-minute shift overlap in State correctional facilities

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A-4297/S-2631 (Houghtaling, Downey, Space/Gopal, Oroho) – ABSOLUTE - Permits conduct of bingos and raffles remotely; permits online sale of tickets for all bingos and raffles

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A-5231/S-3806 (Lopez, Coughlin, Freiman/Vitale) – ABSOLUTE - Allows county or municipal governing body to enter into revenue sharing agreement for alcoholic beverage sales by concessionaire permit holder

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