

43: 13-22.50 et al

**LEGISLATIVE HISTORY CHECKLIST**

**NJSA:** 43: 13-22.50 et al

(Jersey City retirement system-temporary employees)

**LAWS OF:** 1984

**CHAPTER:** 118

**Bill No:** S231

**Sponsor(s):** O'Connor

**Date Introduced:** Pre-filed

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

**Senate:** State Government, Federal & Interstate Relations and Veterans Affairs

**Amended during passage:** Yes      Amendments during passage denoted by asterisks. Substituted for A1593 (not attached since identical to S231)

**Date of Passage:** **Assembly:** June 28, 1984

**Senate:** May 17, 1984

**Date of Approval:** August 8, 1984

**Following state statements are attached if available:**

**Sponsor statement:** Yes

**Committee statement:** **Assembly** Yes

**Senate** Yes

**Fiscal Note:** No

**Veto Message:** No

**Message on Signing:** *No/CS*

**Following were printed:**

**Reports:** No

**Hearings:** No

**Sponsor's statement:**

This bill amends the law providing for a retirement system in cities of the first class with population of less than 300,000 (Jersey City), so as to require temporary employees with at least one year's continuous service to become members of the retirement system.

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## SENATE, No. 231

## STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Senator O'CONNOR

AN ACT concerning the retirement system of cities of the first class with less than 300,000 population, and amending and supplementing P. L. 1964, c. 275.

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

1 1. Section 1 of P. L. 1964, c. 275 (C. 43:13-22.50) is amended to  
2 read as follows:

3 1. Definitions.

4 As used in this act:

5 (a) "Final salary" when used solely for the purpose of fixing  
6 benefits under this act, shall mean the average annual salary or  
7 compensation earned by a member as an employee for the five years  
8 during which his salary or compensation was the highest in the last  
9 10 years immediately preceding his death or retirement; provided,  
10 however, that as to any member employed by the city prior to the  
11 effective date of this act, the annual salary received by such  
12 member as a regular employee at the time of his death or retire-  
13 ment shall be considered "final salary" for pension or other pur-  
14 poses under this act, unless otherwise specified herein.

15 (b) "Pension fund" or "fund" shall mean the fund referred to  
16 in section 10 of this act and is the fund from which pensions and  
17 other benefits provided for in this act shall be paid.

18 (c) "State" shall, unless otherwise stated, mean the State of  
19 New Jersey.

20 (d) "City", unless otherwise specified, shall mean any city of  
21 the first class of the State having a population of less than 300,000  
22 inhabitants.

**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.

Matter enclosed in asterisks or stars has been adopted as follows:

\*—Senate committee amendments adopted May 14, 1984.

23 (e) "City employee" or "employee" shall mean and include any  
 24 *full time* regular employee of a city, as herein defined, or an elected  
 25 or appointed official thereof. "City employee" or "employee" shall  
 26 not include a member of the fire or police department or an em-  
 27 ployee of the board of education nor a transient~~[,]~~ or seasonal ~~[~~or  
 28 temporary~~]~~ employee, worker or laborer, *but shall include a tem-*  
 29 *porary employee with at least one year's continuous service.* In all  
 30 cases of doubt as to whether a person may be included within the  
 31 meaning of employee the decisions of the pension commission shall  
 32 be final.

33 (f) "Member" shall mean any employee included in the mem-  
 34 bership of the retirement system of the city as provided in section  
 35 3 of this act.

36 (g) "Widow" or "widower" shall mean the surviving unremar-  
 37 ried spouse of a member married to such member prior to the  
 38 retirement or death of such member, and said marriage having  
 39 occurred at least five years prior to the member's death or retire-  
 40 ment, whichever is earlier.

41 (h) "Dependent parent" shall mean a dependent parent or  
 42 parents who is or are solely dependent as determined by the com-  
 43 mission for support upon the member. The dependency of such a  
 44 parent will be considered terminated by marriage of the parent  
 45 subsequent to the death of the member.

46 (i) "Commission" shall mean pension commission as constituted  
 47 under section 13 of this act, and shall be known as the "Pension  
 48 Commission of the Employees' Retirement System of (name of  
 49 city)."

50 (j) "Retirement system" or "system" shall mean Employees'  
 51 Retirement System of (name of city) which shall be the name of  
 52 retirement system provided under this act. By that name all of its  
 53 business shall be transacted, its funds invested, warrants for money  
 54 claims and payments made, and all of its cash and securities and  
 55 other property held.

56 (k) "Child" shall mean a deceased member's unmarried child  
 57 under the age of 18.

1 2. (New section) Any temporary employee included by this act  
 2 in the definition of "employee" set forth in section one of P. L. 1964,  
 3 c. 275 (C. 43:13-22.50), shall, unless he is a member of another  
 4 retirement system or otherwise ineligible, become a member of the  
 5 retirement system established pursuant to P. L. 1964, c. 275, as a  
 6 condition of his employment; provided that he shall submit to and  
 7 pass the physical and mental examinations required by the com-

8 mission and shall provide such evidence of good health, at that time,  
9 as the commission shall require.

1 3. (New section) Any person required to become a member of the  
2 retirement system pursuant to section 2 of this act shall receive  
3 credit for all of his \***[prior]**\* *previous* service in the employ of  
4 the city provided that payments are made by such person in an  
5 amount or amounts calculated in accordance with the rules of the  
6 commission as may be necessary to provide the entire actuarial cost  
7 of the \***[prior]**\* *previous* service credit. In the event that the  
8 person retires before he completes the payment for all of his  
9 \***[prior]**\* *previous* service credit, credit for his service shall be  
10 given in direct proportion as the amount paid bears to the total  
11 amount of the obligation.

1 4. This act shall take effect 60 days following its enactment.

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8 mission and shall provide such evidence of good health, at that time,  
9 as the commission shall require.

1 3. (New section) Any person required to become a member of the  
2 retirement system pursuant to section 2 of this act shall receive  
3 credit for all of his prior service in the employ of the city provided  
4 that payments are made by such person in an amount or amounts  
5 calculated in accordance with the rules of the commission as may be  
6 necessary to provide the entire actuarial cost of the prior service  
7 credit. In the event that the person retires before he completes the  
8 payment for all of his prior service credit, credit for his service  
9 shall be given in direct proportion as the amount paid bears to the  
10 total amount of the obligation.

1 4. This act shall take effect 60 days following its enactment.

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**STATEMENT**

This bill amends the law providing for a retirement system in cities of the first class with population of less than 300,000 (Jersey City), so as to require temporary employees with at least one year's continuous service to become members of the retirement system.

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

STATEMENT TO  
**SENATE, No. 231**

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**STATE OF NEW JERSEY**

DATED: JUNE 21, 1984

This bill requires that temporary employees of the city of Jersey City with at least one year's continuous service shall be enrolled in the Employees' Retirement System of Jersey City if they are not otherwise ineligible by reason of employment status, health, or enrollment in another retirement system.

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

STATEMENT TO

**SENATE, No. 231**

with Senate committee amendments

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**STATE OF NEW JERSEY**

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DATED: MAY 7, 1984

This bill includes temporary employees having at least one year's continuous service in the retirement system of a city of the first class with a population of less than 300,000.

The bill was amended to make several technical changes.

Aug. 9, 1984

(2)

- A2096, sponsored by Assemblyman Buddy Fortunato, D-Essex, to increase the bidding threshold from \$4,500 to \$7,500 for contracts and purchases by the New Jersey Sports and Exposition Authority, the Highway Authority, the Turnpike Authority, the Expressway Authority and the Hackensack Meadowlands Development Commission.

- S1859 sponsored by Sen. Laurence S. Weiss, D-Middlesex, to permit the appointment of an additional municipal court judge in Woodbridge Township.

- S234, sponsored by Sen. Edwin O'Connor, D-Hudson, provides that a person possessing two or more stolen credit cards is guilty of stealing them or of receiving stolen property.

- S-230, also by O'Connor, provides members of the Jersey City Pension System with a one-time increase of 1 percent for each year which has elapsed since retirement. It is the first such increase for the system's retirees since 1964, O'Connor said.

- S-231, also by O'Connor, admits temporary employees with at least one year of service to the Jersey City Retirement System.

- A1339, sponsored by Assemblyman Joseph Charles Jr., D-Hudson, amends the Consolidated Police and Firemen's Pension Fund law to provide that compensation for retirement after 25 years of service shall be based on the last year of employment rather than on the average salary for the last three years.

is not enacted and is intended to be omitted in the law.  
Matter printed in italics *thus* is new matter.