

43:10-1.7

LEGISLATIVE HISTORY CHECKLIST

WJSA 43:10-1.7 (County pension plans--reinstatement of employees in first class counties)

LAWS OF 1977 CHAPTER 452

Bill No. A1683

Sponsor(s) Jackman, Perkins and Gallo

Date Introduced March 8, 1976

Committee: Assembly County Government

Senate County and Municipal Government

Amended during passage Yes ~~xxx~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly April 25, 1977

Senate May 5, 1977

Date of approval May 2, 1978

Following statements are attached if available:

Sponsor statement Yes ~~xxx~~ (Below)

Committee Statement: Assembly Yes ~~xxx~~

Senate Yes ~~xxx~~

Fiscal Note Yes ~~xxx~~ 10-15-76 and 5-16-77

Veto message ~~xxx~~ No

Message on signing ~~xxx~~ No

Following were printed:

Reports ~~xxx~~ No

Hearings ~~xxx~~ No

Sponsor's statement:

This bill allows certain State employees paid by a county of the first class having a population of less than 800,000 who left their State position paid by the county to be reinstated automatically under certain conditions to the county pension fund upon returning to their State position paid by the county within 5 years after having left said position.

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ASSEMBLY, No. 1683

STATE OF NEW JERSEY

INTRODUCED MARCH 8, 1976

By Assemblymen JACKMAN, PERKINS and T. GALLO

Referred to Committee on County Government

AN ACT concerning county pension funds of State employees paid by counties of the first class having a population of less than 800,000 and supplementing article 1 of chapter 10 of Title 43 of the Revised Statutes.

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

1 1. a. Notwithstanding the provisions of any law with respect to
2 reinstatement to a county pension fund of State employees paid by
3 counties of the first class having a population of less than 800,000
4 to the contrary, a State employee paid by a county of the first class
5 having a population of less than 800,000 who shall have served in
6 such employment for a period of 15 years and has completed 15
7 years of service for which credit has been established in the county
8 pension fund, and who was separated voluntarily from the service,
9 and not by removal for cause or charges of misconduct or
10 delinquency, shall, upon reentering the employ of the State and
11 paid by a county of the first class within 5 years after such separa-
12 tion, be reinstated automatically to the county pension fund; pro-
13 vided, however, that such employee shall not be entitled to receive
14 credit for pension purposes for the time elapsing during such
15 separation period.

1 2. This act shall take effect immediately **and shall be retroactive*
2 *to 1973**.

ASSEMBLY COUNTY GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1683

—◆—
STATE OF NEW JERSEY
—◆—

DATED: APRIL 18, 1977

The committee amendment makes the provisions of this bill retroactive to 1973.

SENATE COUNTY AND MUNICIPAL
GOVERNMENT COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1683

STATE OF NEW JERSEY

DATED: APRIL 28, 1977

The fiscal note on Assembly Bill No. 1683 adequately summarizes the contents and objectives of the bill. The provisions of the bill affect only the county pension fund of Hudson County. The bill is made necessary by the fact that the Hudson County fund has been closed to new members.

FISCAL NOTE TO
ASSEMBLY, No. 1683

STATE OF NEW JERSEY

DATED: OCTOBER 15, 1976

Assembly Bill No. 1683 provides that State employees paid by counties of the first class of less than 800,000 population and who shall have served the State for a period of 15 years for which credit has been established in the county fund and who separated voluntarily and not by removal for cause, shall, by reentering the employ of the State and being paid by such county within 5 years after such separation, be reinstated automatically to the county pension fund. The employee is not entitled to receive credit for pension purposes for the time elapsing during the separation period. The bill is to take effect immediately.

The Division of Pensions comments:

"We have no way of estimating the cost of this legislation. We don't know the individual or individuals involved; we don't know their salaries or ages. Obviously there is a substantial benefit which would accrue to the individual who was a member of a county pension fund and who is now permitted to reenroll in that system even though the system has been closed to new employees. The liability for such previous service credit immediately is reinstated upon his reenrollment in the system and by any redeposit which may be required, although this is not specified in the bill. We may be talking about a liability of \$100,000.00 for each individual. In addition there is the liability of his continued participation in a system which had heretofore been closed to him. We do have an additional complication in that if the individual returns to public employment, he will be covered by Social Security even though he takes advantage of this legislation and enrolls in a county pension fund which has been closed to new employees. As a new employee he is covered by Social Security but under this legislation he would have all of the advantages of the county pension fund where all other members are not covered by Social Security. Thus the liability to the employer would be doubled for the double benefits to be obtained on behalf of this employee or employees."

In compliance with written request received, there is hereby submitted a fiscal estimate for the above bill, pursuant to P. L. 1962, c. 27.

FISCAL NOTE TO
ASSEMBLY, No. 1683

STATE OF NEW JERSEY

DATED: MAY 16, 1977

The Official Copy Reprint of Assembly Bill No. 1683 provides that State employees paid by counties of the first class of less than 800,000 population and who shall have served the State for a period of 15 years for which credit has been established in the county fund and who separated voluntarily and not by removal for cause, shall by re-entering the employ of the State and being paid by such county within 5 years after such separation, be reinstated automatically to the county pension fund. The employee is not entitled to receive credit for pension purposes for the time elapsing during the separation period. The bill is to take effect immediately and shall be retroactive to 1973.

The Division of Pensions comments:

“We have no way of estimating the cost of this legislation. We don't know the individual or individuals involved; we don't know their salaries or ages. Obviously there is a substantial benefit which would accrue to the individual who was a member of a county pension fund and who is now permitted to re-enroll in that system even though the system has been closed to new employees. The liability for such previous service credit immediately is reinstated upon his reenrollment in the system and by any redeposit which may be required although this is not specified in the bill. We may be talking about a liability of \$100,000.00 for each individual. In addition there is the liability of his continued participation in a system which had heretofore been closed to him. We do have an additional complication in that if the individual returns to public employment, he will be covered by Social Security even though he takes advantage of this legislation and enrolls in a county pension fund which has been closed to new employees. The retroactive effect made possible by this amended version does not materially alter our original fiscal note of September 23, 1976 unless it adds one or more individuals who were previously not involved.”

In compliance with written request received, there is hereby submitted a fiscal estimate for the above bill, pursuant to P. L. 1962, c. 27.