

SENATE, No. 1600

STATE OF NEW JERSEY

INTRODUCED OCTOBER 7, 1996

By Senator KENNY

1 AN ACT concerning certain members of the Police and Firemen's  
2 Retirement System of New Jersey laid off from employment with a  
3 county police department and supplementing P.L.1944, c.255  
4 (C.43:16A-1 et seq.).  
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6 **BE IT ENACTED** by the Senate and General Assembly of the State  
7 of New Jersey:  
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9 1. If, on or after January 1, 1996, any county police department  
10 was or shall be terminated as an agency in which members of the  
11 retirement system were or are employed, a member of the retirement  
12 system with at least 20 but less than 25 years of creditable service who  
13 was or shall be laid off from employment with that department at the  
14 time of that termination or at any time during the twelve-month period  
15 preceding that termination, and who applied or shall apply for  
16 retirement under the retirement system not later than the 90th day  
17 following the effective date of this act or the date of layoff, whichever  
18 is later, shall, beginning on the first day of the second calendar month  
19 next following the effective date of this act or the first day of the  
20 calendar month following the effective date of retirement, whichever  
21 is later, be entitled to receive, in lieu of the return of the member's  
22 contributions under section 11 of P.L.1944, c.255 (C.43:16A-11), the  
23 deferred retirement allowance provided under section 17 or P.L.1964,  
24 c.241 (C.43:16A-11.2), or any other benefit payable to the person as  
25 a former member of the retirement system, a retirement allowance in  
26 an amount equal to the amount of the "special" retirement allowance  
27 to which the person would have been entitled under section 16 of  
28 P.L.1964, c.241 (C.43:16A-11.1) if the person had established 25  
29 years of creditable service in the retirement system, multiplied by the  
30 fractional amount obtained by dividing by 25 the number of years of  
31 creditable service that the person actually established in the retirement  
32 system.  
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34 2. This act shall take effect immediately.

STATEMENT

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This bill provides that, if a member of the Police and Firemen's Retirement System (PFRS) (1) was or shall be laid off from employment with a county police department upon, or during the 12 months preceding, the termination of the agency on or after January 1, 1996 as an employer of PFRS members, (2) had established or shall have established at least 20 but less than 25 years of creditable service in PFRS at the time of layoff, and (3) applied or shall apply for retirement under PFRS not later than the 90th day following the date on which the bill takes effect as law or the date of layoff, whichever is later, that person shall, beginning on the first day of the second calendar month next following the effective date or the first day of the calendar month following the effective date of retirement, whichever is later, be eligible to receive, in lieu of any other benefit to which the person is otherwise entitled under PFRS, a retirement allowance equal in amount to the "special" retirement allowance for which the person would have been eligible if the person's PFRS service had totaled 25 years, reduced proportionally to reflect the extent to which the length of the person's PFRS service was less than 25 years.

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Allows PFRS member with at least 20 but less than 25 years' credit laid off due to closing of county police department to receive pro rata special retirement allowance.