[First Reprint]

SENATE, No. 1878

STATE OF NEW JERSEY

INTRODUCED MARCH 10, 1997

By Senators MATHEUSSEN, BUBBA, Adler and Bennett

AN ACT concerning annuities for volunteer fire fighters, [1]or first aid or rescue squad members,[1] supplementing chapters 10 and 14 of Title 40A of the New Jersey Statutes and amending N.J.S.40A:10-31.

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

1. (New section) In addition to the powers granted to municipalities under Title 40A of the New Jersey Statutes, a municipality [1]**[**that maintains**]** in which there is located[1] a volunteer fire department [1]**[**has one or more incorporated volunteer fire companies may**]** ,volunteer fire company, or volunteer first aid or rescue squad may, if approved by resolution of the governing body and by referendum of the voters of the municipality,[1] enter into a contract or contracts with an insurance company authorized to do business in this State to provide members of the volunteer fire department [1]**[**or members of an incorporated**]**,[1] volunteer fire company, [1]or volunteer first aid or rescue squad,[1] on a group or individual basis, individual retirement annuities as defined by section 408(b) of the [1]**[**Federal**]** federal[1] Internal Revenue Code of [1]**[**1954 as amended**]** 1986[1] (26 U.S.C. §408(b)). The contract or contracts shall provide for coverage under these annuities of such [1]**[**volunteers and may provide for the establishment of annuities on behalf of the spouses of the volunteers. In the discretion of the**]** members. The[1] governing body of the municipality [1]**[**, it**]**[1] may [1]at its discretion[1] appropriate and pay all or any portion of the costs of such contract or contracts.

2. (New section) The board of commissioners of a fire district that maintains a volunteer fire department [1], or first aid or rescue squad[1] or has one or more incorporated volunteer fire companies [1], or first aid

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.
Matter enclosed in superscript numerals has been adopted as follows:
[1] Senate SCO committee amendments adopted May 8, 1997.

or rescue squads,[1] affording fire protection [1]or first aid or rescue services[1] to the fire district may, [1]if approved by referendum of the voters of the fire district,[1] in addition to any other benefit provided in Title 40A of the New Jersey Statutes, enter into a contract or contracts with an insurance company authorized to do business in this State to provide members of the volunteer fire department [1][or incorporated][1] volunteer fire company or companies, [1]or volunteer first aid or rescue squad,[1] on a group or individual basis, individual retirement annuities as defined by section 408(b) of the [1][Federal] federal[1] Internal Revenue Code of [1][1954 as amended] 1986[1] (26 U.S.C. §408(b)). The contract or contracts shall provide for coverage under these annuities of such members [1][and may provide for the establishment of annuities on behalf of their spouses][1]. By resolution, the board of commissioners may appropriate and pay all or any portion of the costs of such contract or contracts [1], if such costs are approved by referendum of the voters of the fire district[1].

3. N.J.S.40A:10-31 is amended to read as follows:

40A:10-31. A volunteer [1][fireman] firefighter or volunteer first aid or rescue squad member[1] shall not be ineligible to receive any of the benefits under N.J.S.40A:10-29 [and] , N.J.S. 40A:10-30 or section 2 of P.L. c. (C.) (now pending before the Legislature as this bill) because [1][he] the volunteer or member[1] may otherwise receive any form of compensation or salary from the municipality.

(cf: P.L.1979, c.230, s.1)

4. This act shall take effect immediately.

Permits municipalities and fire districts to provide retirement annuities to volunteer firefighters or volunteer first aid or rescue squad members.