

SENATE, No. 1372

STATE OF NEW JERSEY

218th LEGISLATURE

INTRODUCED FEBRUARY 1, 2018

Sponsored by:

Senator BOB ANDRZEJCZAK

District 1 (Atlantic, Cape May and Cumberland)

Senator JEFF VAN DREW

District 1 (Atlantic, Cape May and Cumberland)

SYNOPSIS

Provides certain veteran benefits to veterans of the global war on terror conflicts and those of certain military engagements served during certain periods.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/29/2019)

1 AN ACT providing certain benefits to veterans of certain conflicts
2 and amending various parts of the statutory law.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. N.J.S.11A:5-1 is amended to read as follows:

8 11A:5-1. As used in this chapter:

9 a. "Disabled veteran" means any veteran who is eligible to be
10 compensated for a service-connected disability from war service by
11 the United States Veterans Administration or who receives or is
12 entitled to receive equivalent compensation for a service-connected
13 disability which arises out of military or naval service as set forth in
14 this chapter and who has submitted sufficient evidence of the record
15 of disability incurred in the line of duty to the Adjutant General of
16 the Department of Military and Veterans' Affairs and received a
17 determination of status no later than eight days prior to the issuance
18 of an employment list, for which that individual received a passing
19 score on an examination;

20 b. "Veteran" means any honorably discharged soldier, sailor,
21 marine or nurse who served in any army or navy of the allies of the
22 United States in World War I, between July 14, 1914 and November
23 11, 1918, or who served in any army or navy of the allies of the
24 United States in World War II, between September 1, 1939 and
25 September 2, 1945 and who was inducted into that service through
26 voluntary enlistment, and was a citizen of the United States at the
27 time of the enlistment, and who did not renounce or lose his or her
28 United States citizenship; or any soldier, sailor, marine, airman,
29 nurse or army field clerk, who has served in the active military or
30 naval service of the United States and has been discharged or
31 released under other than dishonorable conditions from that service
32 **[in]** rendered during any of the following wars or conflicts and who
33 has presented to the Adjutant General of the Department of Military
34 and Veterans' Affairs sufficient evidence of the record of service
35 and received a determination of status no later than eight days prior
36 to the issuance of an employment list, for which that individual
37 received a passing score on an examination:

38 (1) World War I, between April 6, 1917 and November 11,
39 1918;

40 (2) World War II, on or after September 16, 1940, who shall
41 have served at least 90 days beginning on or before December 31,
42 1946 in such active service, exclusive of any period of assignment
43 for a course of education or training under the Army Specialized
44 Training Program or the Navy College Training Program, which
45 course was a continuation of a civilian course and was pursued to

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 completion, or as a cadet or midshipman at one of the service
2 academies; except that any person receiving an actual service-
3 incurred injury or disability shall be classed a veteran whether or
4 not that person has completed the 90-day service;

5 (3) Korean conflict, on or after June 23, 1950, who shall have
6 served at least 90 days beginning on or before January 31, 1955, in
7 active service, exclusive of any period of assignment for a course of
8 education or training under the Army Specialized Training Program
9 or the Navy College Training Program, which course was a
10 continuation of a civilian course and was pursued to completion, or
11 as a cadet or midshipman at one of the service academies; except
12 that any person receiving an actual service-incurred injury or
13 disability shall be classed as a veteran, whether or not that person
14 has completed the 90-day service;

15 (4) Lebanon crisis, on or after July 1, 1958, who has served in
16 Lebanon or on board any ship actively engaged in patrolling the
17 territorial waters of that nation for a period, continuous or in the
18 aggregate, of at least 14 days commencing on or before November
19 1, 1958 or the date of termination of that conflict, as proclaimed by
20 the President of the United States or Congress, whichever date of
21 termination is the latest, in such active service; provided, that any
22 person receiving an actual service-incurred injury or disability shall
23 be classed as a veteran whether or not that person has completed the
24 14 days' service as herein provided;

25 (5) Vietnam conflict, on or after December 31, 1960, who shall
26 have served at least 90 days beginning on or before May 7, 1975, in
27 active service, exclusive of any period of assignment for a course of
28 education or training under the Army Specialized Training Program
29 or the Navy College Training Program, which course was a
30 continuation of a civilian course and was pursued to completion, or
31 as a cadet or midshipman at one of the service academies, and
32 exclusive of any service performed pursuant to the provisions of
33 section 511(d) of Title 10, United States Code, or exclusive of any
34 service performed pursuant to enlistment in the National Guard or
35 the Army Reserve, Naval Reserve, Air Force Reserve, Marine
36 Corps Reserve, or Coast Guard Reserve; except that any person
37 receiving an actual service-incurred injury or disability shall be
38 classed as a veteran, whether or not that person has completed the
39 90-day service as provided;

40 (6) Lebanon peacekeeping mission, on or after September 26,
41 1982, who has served in Lebanon or on board any ship actively
42 engaged in patrolling the territorial waters of that nation for a
43 period, continuous or in the aggregate, of at least 14 days
44 commencing on or before December 1, 1987 or the date of
45 termination of that mission, as proclaimed by the President of the
46 United States or Congress, whichever date of termination is the
47 latest, in such active service; provided, that any person receiving an
48 actual service-incurred injury or disability shall be classed as a

1 veteran whether or not that person has completed the 14 days'
2 service as herein provided;

3 (7) Grenada peacekeeping mission, on or after October 23,
4 1983, who has served in Grenada or on board any ship actively
5 engaged in patrolling the territorial waters of that nation for a
6 period, continuous or in the aggregate, of at least 14 days
7 commencing on or before November 21, 1983 or the date of
8 termination of that mission, as proclaimed by the President of the
9 United States or Congress, whichever date of termination is the
10 latest, in such active service; provided, that any person receiving an
11 actual service-incurred injury or disability shall be classed as a
12 veteran whether or not that person has completed the 14 days'
13 service as herein provided;

14 (8) Panama peacekeeping mission, on or after December 20,
15 1989 or the date of inception of that mission, as proclaimed by the
16 President of the United States or Congress, whichever date of
17 inception is earliest, who has served in Panama or on board any ship
18 actively engaged in patrolling the territorial waters of that nation for
19 a period, continuous or in the aggregate, of at least 14 days
20 commencing on or before January 31, 1990 or the date of
21 termination of that mission, as proclaimed by the President of the
22 United States or Congress, whichever date of termination is the
23 latest, in such active service; provided, that any person receiving an
24 actual service-incurred injury or disability shall be classed as a
25 veteran whether or not that person has completed the 14 days'
26 service as herein provided;

27 (9) Operation "Desert Shield/Desert Storm" mission in the
28 Arabian peninsula and the Persian Gulf, on or after August 2, 1990
29 or the date of inception of that operation, as proclaimed by the
30 President of the United States or Congress, whichever date of
31 inception is earliest, who has served in the Arabian peninsula or on
32 board any ship actively engaged in patrolling the Persian Gulf for a
33 period, continuous or in the aggregate, of at least 14 days
34 commencing on or before the date of termination of that mission, as
35 proclaimed by the President of the United States or Congress,
36 whichever date of termination is the latest, in such active service;
37 provided, that any person receiving an actual service-incurred injury
38 or disability shall be classed as a veteran whether or not that person
39 has completed the 14 days' service as herein provided;

40 (10) Operation Northern Watch and Operation Southern Watch,
41 on or after August 27, 1992, or the date of inception of that
42 operation, as proclaimed by the President of the United States,
43 Congress or United States Secretary of Defense, whichever date of
44 inception is earliest, who served in the theater of operation,
45 including in the Arabian peninsula and the Persian Gulf, and in
46 direct support of that operation for a period, continuously or in the
47 aggregate, of at least 14 days in such active service commencing on
48 or before the date of termination of that operation, as proclaimed by

1 the President of the United States, Congress or United States
2 Secretary of Defense, whichever date of termination is the latest;
3 provided, that any person receiving an actual service-incurred injury
4 or disability while engaged in such service shall be classed as a
5 veteran whether or not that person has completed the 14 days'
6 service as herein provided;

7 (11) Operation "Restore Hope" in Somalia, on or after
8 December 5, 1992, or the date of inception of that operation as
9 proclaimed by the President of the United States or the Congress,
10 whichever date is earliest, who has served in Somalia or on board
11 any ship actively engaged in patrolling the territorial waters of that
12 nation for a period, continuously or in the aggregate, of at least 14
13 days in such active service commencing on or before March 31,
14 1994; provided that any person receiving an actual service-incurred
15 injury or disability shall be classed as a veteran whether or not that
16 person has completed the 14-day service as herein provided;

17 (12) Operations "Joint Endeavor" and "Joint Guard" in the
18 Republic of Bosnia and Herzegovina, on or after November 20,
19 1995, who served in such active service in direct support of one or
20 both of the operations for at least 14 days, continuously or in the
21 aggregate, commencing on or before June 20, 1998, and (1) was
22 deployed in that nation or in another area in the region, or (2) was
23 on board a United States naval vessel operating in the Adriatic Sea,
24 or (3) operated in airspace above the Republic of Bosnia and
25 Herzegovina; provided that any person receiving an actual service-
26 incurred injury or disability shall be classed as a veteran whether or
27 not that person completed the 14-day service requirement;

28 (13) Operation "Uphold Democracy" in Haiti, on or after
29 September 19, 1994, who served in Haiti or on board any ship
30 actively engaged in patrolling the territorial waters of that nation for
31 a period, continuously or in the aggregate, of at least 14 days in
32 such active service commencing on or before March 31, 1995, and
33 who received an Armed Forces Expeditionary Medal for such
34 service; provided, that any person receiving an actual service-
35 incurred injury or disability shall be classed as a veteran whether or
36 not that person has completed the 14 days' service as herein
37 provided or received an Armed Forces Expeditionary Medal;

38 (14) Operation "Enduring Freedom", on or after September 11,
39 2001, who served in a theater of operation and in direct support of
40 that operation for a period, continuously or in the aggregate, of at
41 least 14 days in such active service commencing on or before the
42 date the President of the United States or the United States
43 Secretary of Defense designates as the termination date of that
44 operation; provided, that any person receiving an actual service-
45 incurred injury or disability while engaged in such service shall be
46 classed as a veteran whether or not that person has completed the 14
47 days' service as herein provided; **【and】**

48 (15) Operation "Iraqi Freedom", on or after the date the

1 President of the United States or the United States Secretary of
2 Defense designates as the inception date of that operation, who
3 served in Iraq or in another area in the region in direct support of
4 that operation for a period, continuously or in the aggregate, of at
5 least 14 days in such active service commencing on or before the
6 date the President of the United States or the United States
7 Secretary of Defense designates as the termination date of that
8 operation; provided, that any person receiving an actual service-
9 incurred injury or disability while engaged in such service shall be
10 classed as a veteran whether or not that person has completed the 14
11 days' service as herein provided; and

12 (16) Operation, mission or conflict during the global war on
13 terror, on or after the date the President of the United States or the
14 United States Secretary of Defense designates as the inception date
15 of that operation, mission or conflict for a period, continuously or in
16 the aggregate, of at least 14 days in such active service,
17 commencing on or before the date the President of the United
18 States or the United States Secretary of Defense shall designate as
19 the termination date of that operation, mission or conflict, who
20 served in the theater or in support of that operation, mission, or
21 conflict, in the United States or abroad; provided, that any person
22 receiving an actual service-incurred injury or disability while
23 engaged in such service shall be classed as a veteran whether or not
24 that person has completed the 14 days' service as herein provided;

25 c. "Veteran" also means any honorably discharged member
26 who has served at least 90 days commencing between the dates of
27 the wars or conflicts in paragraphs 4 and 6-16 inclusive of
28 subsection b. of this section, regardless of location, exclusive of any
29 period (a) of assignment for a course of education or training which
30 course was a continuation of a civilian course and was pursued to
31 completion, or (b) as a cadet or midshipman at one of the service
32 academies, or (c) of service performed pursuant to an enlistment in
33 the Army National Guard or Air National Guard or in the Army
34 Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve,
35 or Coast Guard Reserve, unless mobilized for active duty at the call
36 of the President of the United States, provided, that any person
37 receiving an actual, service-incurred injury or disability shall be
38 classed as a veteran, whether or not he has completed the 90 days'
39 service as herein provided;

40 **【c.】** d. "War service" means service by a veteran in any war or
41 conflict described in this chapter during the periods specified.

42 (cf: P.L.2007, c.115, s.1)

43

44 2. N.J.S.18A:66-2 is amended to read as follows:

45 18A:66-2. As used in this article:

46 a. "Accumulated deductions" means the sum of all the
47 amounts, deducted from the compensation of a member or
48 contributed by or in behalf of the member, including interest

1 credited to January 1, 1956, standing to the credit of the member's
2 individual account in the annuity savings fund.

3 b. "Annuity" means payments for life derived from the
4 accumulated deductions of a member as provided in this article.

5 c. "Beneficiary" means any person receiving a retirement
6 allowance or other benefit as provided in this article.

7 d. (1) "Compensation" means the contractual salary, for
8 services as a teacher as defined in this article, which is in
9 accordance with established salary policies of the member's
10 employer for all employees in the same position but shall not
11 include individual salary adjustments which are granted primarily in
12 anticipation of the member's retirement or additional remuneration
13 for performing temporary or extracurricular duties beyond the
14 regular school day or the regular school year.

15 (2) In the case of a person who becomes a member of the
16 retirement system on or after July 1, 2007, "compensation" means
17 the amount of the contractual salary equivalent to the annual
18 maximum wage contribution base for Social Security, pursuant to
19 the Federal Insurance Contributions Act, for services as a teacher as
20 defined in this article, which is in accordance with established
21 salary policies of the member's employer for all employees in the
22 same position but shall not include individual salary adjustments
23 which are granted primarily in anticipation of the member's
24 retirement or additional remuneration for performing temporary or
25 extracurricular duties beyond the regular school day or the regular
26 school year. This paragraph shall not apply to a person who at the
27 time of enrollment in the retirement system on or after July 1, 2007
28 transfers service credit from another State-administered retirement
29 system pursuant to N.J.S.18A:66-15.1, but shall apply to a former
30 member of the retirement system who has been granted a retirement
31 allowance and is reenrolled in the retirement system on or after July
32 1, 2007 pursuant to N.J.S.18A:66-53.2 after becoming employed
33 again in a position that makes the person eligible to be a member of
34 the retirement system.

35 For the period of July 1, 2009 through June 30, 2011,
36 "contractual salary" for State employees shall include wage
37 increases under a collective negotiations agreement notwithstanding
38 that, by amendment to that collective negotiations agreement, the
39 effective date of the contractual increase has been deferred. For the
40 purpose of this paragraph, "State employee" means an employee in
41 the Executive Branch of State government of New Jersey.

42 e. "Employer" means the State, the board of education or any
43 educational institution or agency of or within the State by which a
44 teacher is paid.

45 f. (1) "Final compensation" means the average annual
46 compensation for which contributions are made for the three years
47 of creditable service in New Jersey immediately preceding the
48 member's retirement or death, or it shall mean the average annual

1 compensation for New Jersey service for which contributions are
2 made during any three fiscal years of his or her membership
3 providing the largest possible benefit to the member or the
4 member's beneficiary.

5 (2) In the case of a person who becomes a member of the
6 retirement system on or after the effective date of P.L.2010, c.1,
7 "final compensation" means the average annual compensation for
8 which contributions are made for the five years of creditable service
9 in New Jersey immediately preceding the member's retirement or
10 death, or it shall mean the average annual compensation for New
11 Jersey service for which contributions are made during any five
12 fiscal years of his or her membership providing the largest possible
13 benefit to the member or the member's beneficiary.

14 g. "Fiscal year" means any year commencing with July 1, and
15 ending with June 30, next following.

16 h. "Pension" means payments for life derived from
17 appropriations made by the State or employers to the Teachers'
18 Pension and Annuity Fund.

19 i. "Annuity reserve" means the present value of all payments
20 to be made on account of any annuity or benefit in lieu of an
21 annuity, granted under the provisions of this article, computed on
22 the basis of such mortality tables recommended by the actuary as
23 the board of trustees adopts, with regular interest.

24 j. "Pension reserve" means the present value of all payments to
25 be made on account of any pension or benefit in lieu of a pension
26 granted to a member from the Teachers' Pension and Annuity Fund,
27 computed on the basis of such mortality tables recommended by the
28 actuary as the board of trustees adopts, with regular interest.

29 k. "Present-entrant" means any member of the Teachers'
30 Pension and Annuity Fund who had established status as a "present-
31 entrant member" of said fund prior to January 1, 1956.

32 l. "Rate of contribution initially certified" means the rate of
33 contribution certified by the retirement system in accordance with
34 N.J.S.18A:66-29.

35 m. "Regular interest" shall mean interest as determined by the
36 State Treasurer, after consultation with the Directors of the
37 Divisions of Investment and Pensions, the board of trustees and the
38 actuary. It shall bear a reasonable relationship to the percentage rate
39 of earnings on investments based on the market value of assets but
40 shall not exceed the assumed percentage rate of increase applied to
41 salaries plus 3%, provided however that the board of trustees shall
42 not set the average percentage rate of increase applied to salaries
43 below 6%.

44 n. "Retirement allowance" means the pension plus the annuity.

45 o. "School service" means any service as a "teacher" as defined
46 in this section.

47 p. "Teacher" means any regular teacher, special teacher,
48 helping teacher, teacher clerk, principal, vice-principal, supervisor,

1 supervising principal, director, superintendent, city superintendent,
2 assistant city superintendent, county superintendent, State
3 Commissioner or Assistant Commissioner of Education, members
4 of the State Department of Education who are certificated,
5 unclassified professional staff and other members of the teaching or
6 professional staff of any class, public school, high school, normal
7 school, model school, training school, vocational school, truant
8 reformatory school, or parental school, and of any and all classes or
9 schools within the State conducted under the order and
10 superintendence, and wholly or partly at the expense of the State
11 Board of Education, of a duly elected or appointed board of
12 education, board of school directors, or board of trustees of the
13 State or of any school district or normal school district thereof, and
14 any persons under contract or engagement to perform one or more
15 of these functions. It shall also mean any person who serves, while
16 on an approved leave of absence from regular duties as a teacher, as
17 an officer of a local, county or State labor organization which
18 represents, or is affiliated with an organization which represents,
19 teachers as defined in this subsection. No person shall be deemed a
20 teacher within the meaning of this article who is a substitute
21 teacher. In all cases of doubt the board of trustees shall determine
22 whether any person is a teacher as defined in this article.

23 q. "Teachers' Pension and Annuity Fund," hereinafter referred
24 to as the "retirement system" or "system," is the corporate name of
25 the arrangement for the payment of retirement allowances and other
26 benefits under the provisions of this article, including the several
27 funds placed under said system. By that name all its business shall
28 be transacted, its funds invested, warrants for money drawn, and
29 payments made and all of its cash and securities and other property
30 held.

31 r. "Veteran" means any honorably discharged officer, soldier,
32 sailor, airman, marine or nurse who served in any Army, Air Force
33 or Navy of the Allies of the United States in World War I between
34 July 14, 1914, and November 11, 1918, or who served in any Army,
35 Air Force or Navy of the Allies of the United States in World War
36 II, between September 1, 1939, and September 2, 1945, and who
37 was inducted into such service through voluntary enlistment, and
38 was a citizen of the United States at the time of such enlistment, and
39 who did not, during or by reason of such service, renounce or lose
40 United States citizenship, and any officer, soldier, sailor, marine,
41 airman, nurse or army field clerk who has served in the active
42 military or naval service of the United States and has or shall be
43 discharged or released **【therefrom】** under conditions other than
44 dishonorable, **【in】** from that service rendered during any of the
45 following wars, uprisings, insurrections, expeditions or
46 emergencies, and who has presented to the retirement system
47 evidence of such record of service in form and content satisfactory
48 to said retirement system:

- 1 (1) The Indian wars and uprisings during any of the periods
2 recognized by the War Department of the United States as periods
3 of active hostility;
- 4 (2) The Spanish-American War between April 20, 1898, and
5 April 11, 1899;
- 6 (3) The Philippine insurrections and expeditions during the
7 periods recognized by the War Department of the United States as
8 of active hostility from February 4, 1899, to the end of 1913;
- 9 (4) The Peking relief expedition between June 20, 1900, and
10 May 27, 1902;
- 11 (5) The army of Cuban occupation between July 18, 1898, and
12 May 20, 1902;
- 13 (6) The army of Cuban pacification between October 6, 1906,
14 and April 1, 1909;
- 15 (7) The Mexican punitive expedition between March 14, 1916,
16 and February 7, 1917;
- 17 (8) The Mexican border patrol, having actually participated in
18 engagements against Mexicans between April 12, 1911, and June
19 16, 1919;
- 20 (9) World War I, between April 6, 1917, and November 11,
21 1918;
- 22 (10) World War II, between September 16, 1940, and December
23 31, 1946, who shall have served at least 90 days in such active
24 service, exclusive of any period of assignment (1) for a course of
25 education or training under the Army Specialized Training Program
26 or the Navy College Training Program, which course was a
27 continuation of a civilian course and was pursued to completion, or
28 (2) as a cadet or midshipman at one of the service academies, any
29 part of which 90 days was served between said dates; provided that
30 any person receiving an actual service-incurred injury or disability
31 shall be classed as a veteran, whether or not that person has
32 completed the 90-day service as herein provided;
- 33 (11) Korean conflict on or after June 23, 1950, and on or prior to
34 January 31, 1955, who shall have served at least 90 days in such
35 active service, exclusive of any period of assignment (1) for a
36 course of education or training under the Army Specialized
37 Training Program or the Navy College Training Program, which
38 course was a continuation of a civilian course and was pursued to
39 completion, or (2) as a cadet or midshipman at one of the service
40 academies, any part of which 90 days was served between said
41 dates; provided that any person receiving an actual service-incurred
42 injury or disability shall be classed as a veteran, whether or not that
43 person has completed the 90-day service as herein provided; and
44 provided further that any member classed as a veteran pursuant to
45 this subsection prior to August 1, 1966, shall continue to be classed
46 as a veteran, whether or not that person completed the 90-day
47 service between said dates as herein provided;

1 (12) Lebanon crisis, on or after July 1, 1958, who has served in
2 Lebanon or on board any ship actively engaged in patrolling the
3 territorial waters of that nation for a period, continuous or in the
4 aggregate, of at least 14 days commencing on or before November
5 1, 1958 or the date of termination of that conflict, as proclaimed by
6 the President of the United States or Congress, whichever date of
7 termination is the latest, in such active service; provided, that any
8 person receiving an actual service-incurred injury or disability shall
9 be classed as a veteran whether or not that person has completed the
10 14 days' service as herein provided;

11 (13) Vietnam conflict, on or after December 31, 1960, and on or
12 prior to May 7, 1975, who shall have served at least 90 days in such
13 active service, exclusive of any period of assignment (1) for a
14 course of education or training under the Army Specialized
15 Training Program or the Navy College Training Program, which
16 course was a continuation of a civilian course and was pursued to
17 completion, or (2) as a cadet or midshipman at one of the service
18 academies, any part of which 90 days was served between said
19 dates; and exclusive of any service performed pursuant to the
20 provisions of section 511(d) of Title 10, United States Code,
21 pursuant to an enlistment in the Army National Guard or as a
22 reserve for service in the Army Reserve, Naval Reserve, Air Force
23 Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided
24 that any person receiving an actual service-incurred injury or
25 disability shall be classed as a veteran, whether or not that person
26 has completed the 90-day service as herein provided;

27 (14) Lebanon peacekeeping mission, on or after September 26,
28 1982, who has served in Lebanon or on board any ship actively
29 engaged in patrolling the territorial waters of that nation for a
30 period, continuous or in the aggregate, of at least 14 days
31 commencing on or before December 1, 1987 or the date of
32 termination of that mission, as proclaimed by the President of the
33 United States or Congress, whichever date of termination is the
34 latest, in such active service; provided, that any person receiving an
35 actual service-incurred injury or disability shall be classed as a
36 veteran whether or not that person has completed the 14 days'
37 service as herein provided;

38 (15) Grenada peacekeeping mission, on or after October 23,
39 1983, who has served in Grenada or on board any ship actively
40 engaged in patrolling the territorial waters of that nation for a
41 period, continuous or in the aggregate, of at least 14 days
42 commencing on or before November 21, 1983 or the date of
43 termination of that mission, as proclaimed by the President of the
44 United States or Congress, whichever date of termination is the
45 latest, in such active service; provided, that any person receiving an
46 actual service-incurred injury or disability shall be classed as a
47 veteran whether or not that person has completed the 14 days'
48 service as herein provided;

1 (16) Panama peacekeeping mission, on or after December 20,
2 1989 or the date of inception of that mission, as proclaimed by the
3 President of the United States or Congress, whichever date of
4 inception is earliest, who has served in Panama or on board any ship
5 actively engaged in patrolling the territorial waters of that nation for
6 a period, continuous or in the aggregate, of at least 14 days
7 commencing on or before January 31, 1990 or the date of
8 termination of that mission, as proclaimed by the President of the
9 United States or Congress, whichever date of termination is the
10 latest, in such active service; provided, that any person receiving an
11 actual service-incurred injury or disability shall be classed as a
12 veteran whether or not that person has completed the 14 days'
13 service as herein provided;

14 (17) Operation "Desert Shield/Desert Storm" mission in the
15 Arabian peninsula and the Persian Gulf, on or after August 2, 1990
16 or the date of inception of that operation, as proclaimed by the
17 President of the United States or Congress, whichever date of
18 inception is earliest, who has served in the Arabian peninsula or on
19 board any ship actively engaged in patrolling the Persian Gulf for a
20 period, continuous or in the aggregate, of at least 14 days
21 commencing on or before the date of termination of that mission, as
22 proclaimed by the President of the United States or Congress,
23 whichever date of termination is the latest, in such active service;
24 provided, that any person receiving an actual service-incurred injury
25 or disability shall be classed as a veteran whether or not that person
26 has completed the 14 days' service as herein provided;

27 (18) Operation Northern Watch and Operation Southern Watch,
28 on or after August 27, 1992, or the date of inception of that
29 operation, as proclaimed by the President of the United States,
30 Congress or United States Secretary of Defense, whichever date of
31 inception is earliest, who served in the theater of operation,
32 including in the Arabian peninsula and the Persian Gulf, and in
33 direct support of that operation for a period, continuously or in the
34 aggregate, of at least 14 days in such active service, commencing on
35 or before the date of termination of the operation, as proclaimed by
36 the President of the United States, Congress or United States
37 Secretary of Defense, whichever date of termination is latest;
38 provided, that any person receiving an actual service-incurred injury
39 or disability while engaged in such service shall be classed as a
40 veteran whether or not that person has completed the 14 days'
41 service as herein provided;

42 (19) Operation "Restore Hope" in Somalia, on or after
43 December 5, 1992, or the date of inception of that operation as
44 proclaimed by the President of the United States or Congress,
45 whichever date is earliest, who has served in Somalia or on board
46 any ship actively engaged in patrolling the territorial waters of that
47 nation for a period, continuously or in the aggregate, of at least 14
48 days in such active service commencing on or before March 31,

1 1994; provided that any person receiving an actual service-incurred
2 injury or disability shall be classed as a veteran whether or not that
3 person has completed the 14-day service as herein provided;

4 (20) Operations "Joint Endeavor" and "Joint Guard" in the
5 Republic of Bosnia and Herzegovina, on or after November 20,
6 1995, who served in such active service in direct support of one or
7 both of the operations for at least 14 days, continuously or in the
8 aggregate, commencing on or before June 20, 1998, and (1) was
9 deployed in that nation or in another area in the region, or (2) was
10 on board a United States naval vessel operating in the Adriatic Sea,
11 or (3) operated in airspace above the Republic of Bosnia and
12 Herzegovina; provided that any person receiving an actual service-
13 incurred injury or disability shall be classed as a veteran whether or
14 not that person completed the 14-day service requirement;

15 (21) Operation "Enduring Freedom", on or after September 11,
16 2001, who served in a theater of operation and in direct support of
17 that operation for a period, continuously or in the aggregate, of at
18 least 14 days in such active service commencing on or before the
19 date the President of the United States or the United States
20 Secretary of Defense designates as the termination date of that
21 operation; provided, that any person receiving an actual service-
22 incurred injury or disability while engaged in such service shall be
23 classed as a veteran whether or not that person has completed the 14
24 days' service as herein provided; **and**

25 (22) Operation "Iraqi Freedom", on or after the date the
26 President of the United States or the United States Secretary of
27 Defense designates as the inception date of that operation, who
28 served in Iraq or in another area in the region in direct support of
29 that operation for a period, continuously or in the aggregate, of at
30 least 14 days in such active service commencing on or before the
31 date the President of the United States or the United States
32 Secretary of Defense designates as the termination date of that
33 operation; provided, that any person receiving an actual service-
34 incurred injury or disability while engaged in such service shall be
35 classed as a veteran whether or not that person has completed the 14
36 days' service as herein provided; and

37 (23) Operation, mission or conflict during the global war on
38 terror, on or after the date the President of the United States or the
39 United States Secretary of Defense designates as the inception date
40 of that operation, mission or conflict for a period, continuously or in
41 the aggregate, of at least 14 days in such active service,
42 commencing on or before the date the President of the United
43 States or the United States Secretary of Defense shall designate as
44 the termination date of that operation, mission or conflict, who
45 served in the theater or in support of that operation, mission, or
46 conflict, in the United States or abroad; provided, that any person
47 receiving an actual service-incurred injury or disability while

1 engaged in such service shall be classed as a veteran whether or not
2 that person has completed the 14 days' service as herein provided.

3 "Veteran" also means any (1) honorably discharged member of
4 the American Merchant Marine who served during World War II
5 and is declared by the United States Department of Defense to be
6 eligible for federal veterans' benefits and (2) any honorably
7 discharged member who has served at least 90 days commencing
8 between the dates of the wars or conflicts in paragraphs 12 and 14-
9 23 inclusive, regardless of location, exclusive of any period (a) of
10 assignment for a course of education or training which course was a
11 continuation of a civilian course and was pursued to completion, or
12 (b) as a cadet or midshipman at one of the service academies, or (c)
13 of service performed pursuant to an enlistment in the Army
14 National Guard or Air National Guard or in the Army Reserve,
15 Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast
16 Guard Reserve, unless mobilized for active duty at the call of the
17 President of the United States, provided, that any person receiving
18 an actual, service-incurred injury or disability shall be classed as a
19 veteran, whether or not he has completed the 90 days' service as
20 herein provided.

21 s. "Child" means a deceased member's unmarried child either
22 (a) under the age of 18 or (b) of any age who, at the time of the
23 member's death, is disabled because of mental retardation or
24 physical incapacity, is unable to do any substantial, gainful work
25 because of the impairment and the impairment has lasted or can be
26 expected to last for a continuous period of not less than 12 months,
27 as affirmed by the medical board.

28 t. (1) "Widower," for employees of the State, means the man to
29 whom a member was married, or a domestic partner as defined in
30 section 3 of P.L.2003, c.246 (C.26:8A-3), at least five years before
31 the date of her death and to whom she continued to be married or a
32 domestic partner until the date of her death and who was receiving
33 at least one-half of his support from the member in the 12-month
34 period immediately preceding the member's death or the accident
35 which was the direct cause of the member's death. The dependency
36 of such a widower will be considered terminated by marriage of, or
37 establishment of a domestic partnership by, the widower subsequent
38 to the death of the member. In the event of the payment of an
39 accidental death benefit, the five-year qualification shall be waived.

40 (2) Subject to the provisions of paragraph (3) of this subsection,
41 "widower," for employees of public employers other than the State,
42 means the man to whom a member was married at least five years
43 before the date of her death and to whom she continued to be
44 married until the date of her death and who was receiving at least
45 one-half of his support from the member in the 12-month period
46 immediately preceding the member's death or the accident which
47 was the direct cause of the member's death. The dependency of such
48 a widower shall be considered terminated by marriage of the

1 widower subsequent to the death of the member. In the event of the
2 payment of an accidental death benefit, the five-year qualification
3 shall be waived.

4 (3) A public employer other than the State may adopt a
5 resolution providing that the term "widower" as defined in
6 paragraph (2) of this subsection shall include domestic partners as
7 provided in paragraph (1) of this subsection.

8 u. (1) "Widow," for employees of the State, means the woman
9 to whom a member was married, or a domestic partner as defined in
10 section 3 of P.L.2003, c.246 (C.26:8A-3), at least five years before
11 the date of his death and to whom he continued to be married or a
12 domestic partner until the date of his death and who was receiving
13 at least one-half of her support from the member in the 12-month
14 period immediately preceding the member's death or the accident
15 which was the direct cause of the member's death. The dependency
16 of such a widow will be considered terminated by the marriage of,
17 or establishment of a domestic partnership by, the widow
18 subsequent to the member's death. In the event of the payment of an
19 accidental death benefit, the five-year qualification shall be waived.

20 (2) Subject to the provisions of paragraph (3) of this subsection,
21 "widow," for employees of public employers other than the State,
22 means the woman to whom a member was married at least five
23 years before the date of his death and to whom he continued to be
24 married until the date of his death and who was receiving at least
25 one-half of her support from the member in the 12-month period
26 immediately preceding the member's death or the accident which
27 was the direct cause of the member's death. The dependency of such
28 a widow shall be considered terminated by the marriage of the
29 widow subsequent to the member's death. In the event of the
30 payment of an accidental death benefit, the five-year qualification
31 shall be waived.

32 (3) A public employer other than the State may adopt a
33 resolution providing that the term "widower" as defined in
34 paragraph (2) of this subsection shall include domestic partners as
35 provided in paragraph (1) of this subsection.

36 v. "Parent" means the parent of a member who was receiving at
37 least one-half of the parent's support from the member in the 12-
38 month period immediately preceding the member's death or the
39 accident which was the direct cause of the member's death. The
40 dependency of such a parent will be considered terminated by
41 marriage of the parent subsequent to the death of the member.

42 w. "Medical board" means the board of physicians provided for
43 in N.J.S.18A:66-56.

44 x. (1) "Spouse," for employees of the State, means the husband
45 or wife, or domestic partner as defined in section 3 of P.L.2003,
46 c.246 (C.26:8A-3), of a member.

1 (2) Subject to the provisions of paragraph (1) of this subsection,
2 "spouse," for employees of public employers other than the State,
3 means the husband or wife of a member.

4 (3) A public employer other than the State may adopt a
5 resolution providing that the term "spouse" as defined in paragraph
6 (2) of this subsection shall include domestic partners as provided in
7 paragraph (1) of this subsection.

8 (cf: P.L.2010, c.1, s.20)

9
10 3. Section 6 of P.L.1954, c.84 (C.43:15A-6) is amended to read
11 as follows:

12 6. As used in this act:

13 a. "Accumulated deductions" means the sum of all the
14 amounts, deducted from the compensation of a member or
15 contributed by or on behalf of the member, standing to the credit of
16 the member's individual account in the annuity savings fund.

17 b. "Annuity" means payments for life derived from the
18 accumulated deductions of a member as provided in this act.

19 c. "Annuity reserve" means the present value of all payments
20 to be made on account of any annuity or benefit in lieu of an
21 annuity, granted under the provisions of this act, computed on the
22 basis of such mortality tables recommended by the actuary as the
23 board of trustees adopts, with regular interest.

24 d. "Beneficiary" means any person receiving a retirement
25 allowance or other benefit as provided in this act.

26 e. "Child" means a deceased member's unmarried child either
27 (1) under the age of 18 or (2) of any age who, at the time of the
28 member's death, is disabled because of an intellectual disability or
29 physical incapacity, is unable to do any substantial, gainful work
30 because of the impairment and the impairment has lasted or can be
31 expected to last for a continuous period of not less than 12 months,
32 as affirmed by the medical board.

33 f. "Parent" shall mean the parent of a member who was
34 receiving at least 1/2 of the parent's support from the member in the
35 12-month period immediately preceding the member's death or the
36 accident which was the direct cause of the member's death. The
37 dependency of such a parent will be considered terminated by
38 marriage of the parent subsequent to the death of the member.

39 g. (1) "Widower," for employees of the State, means the man
40 to whom a member was married, or a domestic partner as defined in
41 section 3 of P.L.2003, c.246 (C.26:8A-3), at least five years before
42 the date of her death and to whom she continued to be married or a
43 domestic partner until the date of her death and who was receiving
44 at least 1/2 of his support from the member in the 12-month period
45 immediately preceding the member's death or the accident which
46 was the direct cause of the member's death. The dependency of
47 such a widower will be considered terminated by marriage of, or
48 establishment of a domestic partnership by, the widower subsequent

1 to the death of the member. In the event of the payment of an
2 accidental death benefit, the five-year qualification shall be waived.

3 (2) Subject to the provisions of paragraph (3) of this subsection,
4 "widower," for employees of public employers other than the State,
5 means the man to whom a member was married at least five years
6 before the date of her death and to whom she continued to be
7 married until the date of her death and who was receiving at least
8 1/2 of his support from the member in the 12-month period
9 immediately preceding the member's death or the accident which
10 was the direct cause of the member's death. The dependency of
11 such a widower shall be considered terminated by marriage of the
12 widower subsequent to the death of the member. In the event of the
13 payment of an accidental death benefit, the five-year qualification
14 shall be waived.

15 (3) A public employer other than the State may adopt a
16 resolution providing that the term "widower" as defined in
17 paragraph (2) of this subsection shall include domestic partners as
18 provided in paragraph (1) of this subsection.

19 h. (1) "Final compensation" means the average annual
20 compensation for which contributions are made for the three years
21 of creditable service in New Jersey immediately preceding the
22 member's retirement or death, or it shall mean the average annual
23 compensation for New Jersey service for which contributions are
24 made during any three fiscal years of his or her membership
25 providing the largest possible benefit to the member or the
26 member's beneficiary.

27 (2) In the case of a person who becomes a member of the
28 retirement system on or after the effective date of P.L.2010, c.1,
29 "final compensation" means the average annual compensation for
30 which contributions are made for the five years of creditable service
31 in New Jersey immediately preceding the member's retirement or
32 death, or it shall mean the average annual compensation for New
33 Jersey service for which contributions are made during any five
34 fiscal years of his or her membership providing the largest possible
35 benefit to the member or the member's beneficiary.

36 i. "Fiscal year" means any year commencing with July 1 and
37 ending with June 30 next following.

38 j. "Medical board" shall mean the board of physicians
39 provided for in section 17 of P.L.1954, c.84 (C.43:15A-17).

40 k. "Pension" means payments for life derived from
41 appropriations made by the employer as provided in this act.

42 l. "Pension reserve" means the present value of all payments to
43 be made on account of any pension or benefit in lieu of a pension
44 granted under the provisions of this act, computed on the basis of
45 such mortality tables recommended by the actuary as the board of
46 trustees adopts, with regular interest.

47 m. "Public Employees' Retirement System of New Jersey,"
48 hereinafter referred to as the "retirement system" or "system," is the

1 corporate name of the arrangement for the payment of retirement
2 allowances and other benefits under the provisions of this act
3 including the several funds placed under said system. By that name
4 all of its business shall be transacted, its funds invested, warrants
5 for money drawn, and payments made and all of its cash and
6 securities and other property held.

7 n. "Regular interest" shall mean interest as determined by the
8 State Treasurer, after consultation with the Directors of the
9 Divisions of Investment and Pensions, the board of trustees and the
10 actuary. It shall bear a reasonable relationship to the percentage
11 rate of earnings on investments based on the market value of the
12 assets but shall not exceed the assumed percentage rate of increase
13 applied to salaries plus 3%, provided however that the board of
14 trustees shall not set the average percentage rate of increase applied
15 to salaries below 6%.

16 o. "Retirement allowance" means the pension plus the annuity.

17 p. "Veteran" means any honorably discharged officer, soldier,
18 sailor, airman, marine or nurse who served in any Army, Air Force
19 or Navy of the Allies of the United States in World War I, between
20 July 14, 1914, and November 11, 1918, or who served in any Army,
21 Air Force or Navy of the Allies of the United States in World War
22 II, between September 1, 1939, and September 2, 1945, and who
23 was inducted into such service through voluntary enlistment, and
24 was a citizen of the United States at the time of such enlistment, and
25 who did not, during or by reason of such service, renounce or lose
26 United States citizenship, and any officer, soldier, sailor, marine,
27 airman, nurse or army field clerk, who has served in the active
28 military or naval service of the United States and has or shall be
29 discharged or released **【therefrom】** under conditions other than
30 dishonorable, **【in】** from services rendered during any of the
31 following wars, uprisings, insurrections, expeditions, or
32 emergencies, and who has presented to the retirement system
33 evidence of such record of service in form and content satisfactory
34 to said retirement system:

35 (1) The Indian wars and uprisings during any of the periods
36 recognized by the War Department of the United States as periods
37 of active hostility;

38 (2) The Spanish-American War between April 20, 1898, and
39 April 11, 1899;

40 (3) The Philippine insurrections and expeditions during the
41 periods recognized by the War Department of the United States as
42 of active hostility from February 4, 1899, to the end of 1913;

43 (4) The Peking relief expedition between June 20, 1900, and
44 May 27, 1902;

45 (5) The army of Cuban occupation between July 18, 1898, and
46 May 20, 1902;

47 (6) The army of Cuban pacification between October 6, 1906,
48 and April 1, 1909;

1 (7) The Mexican punitive expedition between March 14, 1916,
2 and February 7, 1917;

3 (8) The Mexican border patrol, having actually participated in
4 engagements against Mexicans between April 12, 1911, and June
5 16, 1919;

6 (9) World War I, between April 6, 1917, and November 11,
7 1918;

8 (10) World War II, between September 16, 1940, and December
9 31, 1946, who shall have served at least 90 days in such active
10 service, exclusive of any period of assignment (1) for a course of
11 education or training under the Army Specialized Training Program
12 or the Navy College Training Program which course was a
13 continuation of a civilian course and was pursued to completion, or
14 (2) as a cadet or midshipman at one of the service academies any
15 part of which 90 days was served between said dates; provided, that
16 any person receiving an actual service-incurred injury or disability
17 shall be classed as a veteran whether or not that person has
18 completed the 90-day service as herein provided;

19 (11) Korean conflict on or after June 23, 1950, and on or prior to
20 January 31, 1955, who shall have served at least 90 days in such
21 active service, exclusive of any period of assignment (1) for a
22 course of education or training under the Army Specialized
23 Training Program or the Navy College Training Program which
24 course was a continuation of a civilian course and was pursued to
25 completion, or (2) as a cadet or midshipman at one of the service
26 academies, any part of which 90 days was served between said
27 dates; provided, that any person receiving an actual service-incurred
28 injury or disability shall be classed as a veteran whether or not that
29 person has completed the 90-day service as herein provided; and
30 provided further, that any member classed as a veteran pursuant to
31 this paragraph prior to August 1, 1966, shall continue to be classed
32 as a veteran whether or not that person completed the 90-day
33 service between said dates as herein provided;

34 (12) Lebanon crisis, on or after July 1, 1958, who has served in
35 Lebanon or on board any ship actively engaged in patrolling the
36 territorial waters of that nation for a period, continuous or in the
37 aggregate, of at least 14 days commencing on or before November
38 1, 1958 or the date of termination of that conflict, as proclaimed by
39 the President of the United States or Congress, whichever date of
40 termination is the latest, in such active service; provided, that any
41 person receiving an actual service-incurred injury or disability shall
42 be classed as a veteran whether or not that person has completed the
43 14 days' service as herein provided;

44 (13) Vietnam conflict on or after December 31, 1960, and on or
45 prior to May 7, 1975, who shall have served at least 90 days in such
46 active service, exclusive of any period of assignment (1) for a
47 course of education or training under the Army Specialized
48 Training Program or the Navy College Training Program which

1 course was a continuation of a civilian course and was pursued to
2 completion, or (2) as a cadet or midshipman at one of the service
3 academies, any part of which 90 days was served between said
4 dates; and exclusive of any service performed pursuant to the
5 provisions of section 511(d) of Title 10, United States Code,
6 pursuant to an enlistment in the Army National Guard or as a
7 reserve for service in the Army Reserve, Naval Reserve, Air Force
8 Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided,
9 that any person receiving an actual service-incurred injury or
10 disability shall be classed as a veteran whether or not that person
11 has completed the 90 days' service as herein provided;

12 (14) Lebanon peacekeeping mission, on or after September 26,
13 1982, who has served in Lebanon or on board any ship actively
14 engaged in patrolling the territorial waters of that nation for a
15 period, continuous or in the aggregate, of at least 14 days
16 commencing on or before December 1, 1987 or the date of
17 termination of that mission, as proclaimed by the President of the
18 United States or Congress, whichever date of termination is the
19 latest, in such active service; provided, that any person receiving an
20 actual service-incurred injury or disability shall be classed as a
21 veteran whether or not that person has completed the 14 days'
22 service as herein provided;

23 (15) Grenada peacekeeping mission, on or after October 23,
24 1983, who has served in Grenada or on board any ship actively
25 engaged in patrolling the territorial waters of that nation for a
26 period, continuous or in the aggregate, of at least 14 days
27 commencing on or before November 21, 1983 or the date of
28 termination of that mission, as proclaimed by the President of the
29 United States or Congress, whichever date of termination is the
30 latest, in such active service; provided, that any person receiving an
31 actual service-incurred injury or disability shall be classed as a
32 veteran whether or not that person has completed the 14 days'
33 service as herein provided;

34 (16) Panama peacekeeping mission, on or after December 20,
35 1989 or the date of inception of that mission, as proclaimed by the
36 President of the United States or Congress, whichever date of
37 inception is earliest, who has served in Panama or on board any ship
38 actively engaged in patrolling the territorial waters of that nation for
39 a period, continuous or in the aggregate, of at least 14 days
40 commencing on or before January 31, 1990 or the date of
41 termination of that mission, as proclaimed by the President of the
42 United States or Congress, whichever date of termination is the
43 latest, in such active service; provided, that any person receiving an
44 actual service-incurred injury or disability shall be classed as a
45 veteran whether or not that person has completed the 14 days'
46 service as herein provided;

47 (17) Operation "Desert Shield/Desert Storm" mission in the
48 Arabian peninsula and the Persian Gulf, on or after August 2, 1990

1 or the date of inception of that operation, as proclaimed by the
2 President of the United States or Congress, whichever date of
3 inception is earliest, who has served in the Arabian peninsula or on
4 board any ship actively engaged in patrolling the Persian Gulf for a
5 period, continuous or in the aggregate, of at least 14 days
6 commencing on or before the date of termination of that mission, as
7 proclaimed by the President of the United States or Congress,
8 whichever date of termination is the latest, in such active service;
9 provided, that any person receiving an actual service-incurred injury
10 or disability shall be classed as a veteran whether or not that person
11 has completed the 14 days' service as herein provided;

12 (18) Operation Northern Watch and Operation Southern Watch,
13 on or after August 27, 1992, or the date of inception of that
14 operation, as proclaimed by the President of the United States,
15 Congress or United States Secretary of Defense, whichever date of
16 inception is earliest, who served in the theater of operation,
17 including in the Arabian peninsula and the Persian Gulf, and in
18 direct support of that operation for a period, continuously or in the
19 aggregate, of at least 14 days in such active service, commencing on
20 or before the date of termination of that operation, as proclaimed by
21 the President of the United States, Congress or United States
22 Secretary of Defense, whichever date of termination is the latest;
23 provided, that any person receiving an actual service-incurred injury
24 or disability while engaged in such service shall be classed as a
25 veteran whether or not that person has completed the 14 days'
26 service as herein provided;

27 (19) Operation "Restore Hope" in Somalia, on or after
28 December 5, 1992, or the date of inception of that operation as
29 proclaimed by the President of the United States or Congress,
30 whichever date is earliest, who has served in Somalia or on board
31 any ship actively engaged in patrolling the territorial waters of that
32 nation for a period, continuously or in the aggregate, of at least 14
33 days in such active service commencing on or before March 31,
34 1994; provided that any person receiving an actual service-incurred
35 injury or disability shall be classed as a veteran whether or not that
36 person has completed the 14-day service as herein provided;

37 (20) Operations "Joint Endeavor" and "Joint Guard" in the
38 Republic of Bosnia and Herzegovina, on or after November 20,
39 1995, who served in such active service in direct support of one or
40 both of the operations for at least 14 days, continuously or in the
41 aggregate, commencing on or before June 20, 1998 and (1) was
42 deployed in that nation or in another area in the region, or (2) was
43 on board a United States naval vessel operating in the Adriatic Sea,
44 or (3) operated in airspace above the Republic of Bosnia and
45 Herzegovina; provided that any person receiving an actual service-
46 incurred injury or disability shall be classed as a veteran whether or
47 not that person completed the 14-day service requirement;

1 (21) Operation "Enduring Freedom", on or after September 11,
2 2001, who served in a theater of operation and in direct support of
3 that operation for a period, continuously or in the aggregate, of at
4 least 14 days in such active service commencing on or before the
5 date the President of the United States or the United States
6 Secretary of Defense designates as the termination date of that
7 operation; provided, that any person receiving an actual service-
8 incurred injury or disability while engaged in such service shall be
9 classed as a veteran whether or not that person has completed the 14
10 days' service as herein provided; **【and】**

11 (22) Operation "Iraqi Freedom", on or after the date the
12 President of the United States or the United States Secretary of
13 Defense designates as the inception date of that operation, who
14 served in Iraq or in another area in the region in direct support of
15 that operation for a period, continuously or in the aggregate, of at
16 least 14 days in such active service commencing on or before the
17 date the President of the United States or the United States
18 Secretary of Defense designates as the termination date of that
19 operation; provided, that any person receiving an actual service-
20 incurred injury or disability while engaged in such service shall be
21 classed as a veteran whether or not that person has completed the 14
22 days' service as herein provided; and

23 (23) Operation, mission or conflict during the global war on
24 terror, on or after the date the President of the United States or the
25 United States Secretary of Defense designates as the inception date
26 of that operation, mission or conflict for a period, continuously or in
27 the aggregate, of at least 14 days in such active service,
28 commencing on or before the date the President of the United
29 States or the United States Secretary of Defense shall designate as
30 the termination date of that operation, mission or conflict, who
31 served in the theater or in support of that operation, mission, or
32 conflict, in the United States or abroad; provided, that any person
33 receiving an actual service-incurred injury or disability while
34 engaged in such service shall be classed as a veteran whether or not
35 that person has completed the 14 days' service as herein provided.

36 "Veteran" also means any (1) honorably discharged member of
37 the American Merchant Marine who served during World War II
38 and is declared by the United States Department of Defense to be
39 eligible for federal veterans' benefits and (2) any honorably
40 discharged member who has served at least 90 days commencing
41 between the dates of the wars or conflicts in paragraphs 12 and 14-
42 23 inclusive, regardless of location, exclusive of any period (a) of
43 assignment for a course of education or training which course was a
44 continuation of a civilian course and was pursued to completion, or
45 (b) as a cadet or midshipman at one of the service academies, or (c)
46 of service performed pursuant to an enlistment in the Army
47 National Guard or Air National Guard or in the Army Reserve,
48 Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast

1 Guard Reserve, unless mobilized for active duty at the call of the
2 President of the United States, provided, that any person receiving
3 an actual, service-incurred injury or disability shall be classed as a
4 veteran, whether or not he has completed the 90 days' service as
5 herein provided.

6 q. (1) "Widow," for employees of the State, means the woman
7 to whom a member was married, or a domestic partner as defined in
8 section 3 of P.L.2003, c.246 (C.26:8A-3), at least five years before
9 the date of his death and to whom he continued to be married or a
10 domestic partner until the date of his death and who was receiving
11 at least 1/2 of her support from the member in the 12-month period
12 immediately preceding the member's death or the accident which
13 was the direct cause of the member's death. The dependency of such
14 a widow will be considered terminated by the marriage of, or
15 establishment of a domestic partnership by, the widow subsequent
16 to the member's death. In the event of the payment of an accidental
17 death benefit, the five-year qualification shall be waived.

18 (2) Subject to the provisions of paragraph (3) of this subsection,
19 "widow," for employees of public employers other than the State,
20 means the woman to whom a member was married at least five
21 years before the date of his death and to whom he continued to be
22 married until the date of his death and who was receiving at least
23 1/2 of her support from the member in the 12-month period
24 immediately preceding the member's death or the accident which
25 was the direct cause of the member's death. The dependency of such
26 a widow shall be considered terminated by the marriage of the
27 widow subsequent to the member's death. In the event of the
28 payment of an accidental death benefit, the five-year qualification
29 shall be waived.

30 (3) A public employer other than the State may adopt a
31 resolution providing that the term "widow" as defined in paragraph
32 (2) of this subsection shall include domestic partners as provided in
33 paragraph (1) of this subsection.

34 r. (1) "Compensation" means the base or contractual salary,
35 for services as an employee, which is in accordance with
36 established salary policies of the member's employer for all
37 employees in the same position but shall not include individual
38 salary adjustments which are granted primarily in anticipation of
39 the member's retirement or additional remuneration for performing
40 temporary or extracurricular duties beyond the regular workday or
41 the regular work year.

42 (2) In the case of a person who becomes a member of the
43 retirement system on or after July 1, 2007, "compensation" means
44 the amount of base or contractual salary equivalent to the annual
45 maximum wage contribution base for Social Security, pursuant to
46 the Federal Insurance Contributions Act, for services as an
47 employee, which is in accordance with established salary policies of
48 the member's employer for all employees in the same position but

1 shall not include individual salary adjustments which are granted
2 primarily in anticipation of the member's retirement or additional
3 remuneration for performing temporary or extracurricular duties
4 beyond the regular workday or the regular work year. This
5 paragraph shall not apply to a person who at the time of enrollment
6 in the retirement system on or after July 1, 2007 transfers service
7 credit from another State-administered retirement system pursuant
8 to section 14 of P.L.1954, c.84 (C.43:15A-14), but shall apply to a
9 former member of the retirement system who has been granted a
10 retirement allowance and is reenrolled in the retirement system on
11 or after July 1, 2007 pursuant to section 27 of P.L.1966, c.217
12 (C.43:15A-57.2) after becoming employed again in a position that
13 makes the person eligible to be a member of the retirement system.

14 In cases where salary includes maintenance, the retirement
15 system shall fix the value of that part of the salary not paid in
16 money which shall be considered under this act.

17 For the period of July 1, 2009 through June 30, 2011,
18 "contractual salary" for State employees shall include across the
19 board negotiated wage increases under a collective negotiations
20 agreement that were payable to all State employees covered by that
21 agreement notwithstanding that, by amendment to that collective
22 negotiations agreement, the effective date of the contractual
23 increase has been deferred. For the purpose of this paragraph,
24 "State employee" means an employee in the Executive Branch or
25 the Judicial Branch of State government of New Jersey or an
26 employee of the State University authorized to participate in the
27 system under subsection b. of section 73 of P.L.1954, c.84
28 (C.43:15A-73), but shall not include employees of agencies
29 authorized to participate in the system under subsections a., c., d.,
30 e., f., and g. of section 73 of P.L.1954, c.84 (C.43:15A-73) or under
31 P.L.1990, c.25 (C.43:15A-73.2 et al.).

32 For the period of July 1, 2009 through June 30, 2011,
33 "contractual salary" for county and municipal employees shall
34 include across the board negotiated wage increases under a
35 collective negotiations agreement that were payable to all county or
36 all municipal employees covered by that agreement notwithstanding
37 that, by amendment to that collective negotiations agreement which
38 has been filed with the Division of Pensions and Benefits, the
39 effective date of the contractual increase has been deferred. For the
40 purpose of this paragraph, "county and municipal employees"
41 means all persons employed by a county or municipality in this
42 State.

43 (cf: P.L.2010, c.50, s.71)

44

45 4. Section 1 of P.L.1983, c.391 (C.43:16A-11.7) is amended to
46 read as follows:

47 1. For purposes of this act "veteran" means any honorably
48 discharged officer, soldier, sailor, airman, marine or nurse who

1 served in any Army, Air Force or Navy of the Allies of the United
2 States in World War I, between July 14, 1914, and November 11,
3 1918, or who served in any Army, Air Force or Navy of the Allies
4 of the United States in World War II, between September 1, 1939,
5 and September 2, 1945, and who was inducted into such service
6 through voluntary enlistment, and was a citizen of the United States
7 at the time of such enlistment, and who did not, during or by reason
8 of such service, renounce or lose United States citizenship, and any
9 officer, soldier, sailor, marine, airman, nurse or army field clerk,
10 who has served in the active military or naval service of the United
11 States and has or shall be discharged or released **[therefrom]** under
12 conditions other than dishonorable, **[in]** from service rendered
13 during any of the following wars, uprisings, insurrections,
14 expeditions, or emergencies, and who has presented to the
15 retirement system evidence of such record of service in form and
16 content satisfactory to said retirement system:

17 (1) The Indian wars and uprisings during any of the periods
18 recognized by the War Department of the United States as periods
19 of active hostility;

20 (2) The Spanish-American War between April 20, 1898, and
21 April 11, 1899;

22 (3) The Philippine insurrections and expeditions during the
23 periods recognized by the War Department of the United States as
24 of active hostility from February 4, 1899, to the end of 1913;

25 (4) The Peking relief expedition between June 20, 1900, and
26 May 27, 1902;

27 (5) The army of Cuban occupation between July 18, 1898, and
28 May 20, 1902;

29 (6) The army of Cuban pacification between October 6, 1906,
30 and April 1, 1909;

31 (7) The Mexican punitive expedition between March 14, 1916,
32 and February 7, 1917;

33 (8) The Mexican border patrol, having actually participated in
34 engagements against Mexicans between April 12, 1911, and June
35 16, 1919;

36 (9) World War I between April 6, 1917, and November 11,
37 1918;

38 (10) World War II, between September 16, 1940, and December
39 31, 1946, who shall have served at least 90 days in such active
40 service, exclusive of any period of assignment (1) for a course of
41 education or training under the Army Specialized Training Program
42 or the Navy College Training program which course was a
43 continuation of a civilian course and was pursued to completion, or
44 (2) as a cadet or midshipman at one of the service academies any
45 part of which 90 days was served between said dates; provided, that
46 any person receiving an actual service-incurred injury or disability
47 shall be classed as a veteran whether or not that person has
48 completed the 90-day service as herein provided;

1 (11) Korean conflict on or after June 23, 1950, and on or prior to
2 January 31, 1955, who shall have served at least 90 days in such
3 active service, exclusive of any period of assignment (1) for a
4 course of education or training under the Army Specialized
5 Training Program or the Navy College Training Program which
6 course was a continuation of a civilian course and was pursued to
7 completion, or (2) as a cadet or midshipman at one of the service
8 academies, any part of which 90 days was served between said
9 dates; provided, that any person receiving an actual service-incurred
10 injury or disability shall be classed as a veteran whether or not that
11 person has completed the 90-day service as herein provided; and
12 provided further, that any member classed as a veteran pursuant to
13 this subparagraph prior to August 1, 1966, shall continue to be
14 classed as a veteran whether or not the member completed the 90-
15 day service between said dates as herein provided;

16 (12) Lebanon crisis, on or after July 1, 1958, who has served in
17 Lebanon or on board any ship actively engaged in patrolling the
18 territorial waters of that nation for a period, continuous or in the
19 aggregate, of at least 14 days commencing on or before November
20 1, 1958 or the date of termination of that conflict, as proclaimed by
21 the President of the United States or Congress, whichever date of
22 termination is the latest, in such active service; provided, that any
23 person receiving an actual service-incurred injury or disability shall
24 be classed as a veteran whether or not that person has completed the
25 14 days' service as herein provided;

26 (13) Vietnam conflict on or after December 31, 1960, and on or
27 prior to May 7, 1975, who shall have served at least 90 days in such
28 active service, exclusive of any period of assignment (1) for a
29 course of education or training under the Army Specialized
30 Training Program or the Navy College Training Program which
31 course was a continuation of a civilian course and was pursued to
32 completion, or (2) as a cadet or midshipman at one of the service
33 academies, any part of which 90 days was served between said
34 dates; and exclusive of any service performed pursuant to the
35 provisions of section 511 (d) of Title 10, United States Code,
36 pursuant to an enlistment in the Army National Guard or as a
37 reserve for service in the Army Reserve, Naval Reserve, Air Force
38 Reserve, Marine Corps Reserve, or Coast Guard Reserve; provided,
39 that any person receiving an actual service-incurred injury or
40 disability shall be classed as a veteran whether or not that person
41 has completed the 90 days' service as herein provided;

42 (14) Lebanon peacekeeping mission, on or after September 26,
43 1982, who has served in Lebanon or on board any ship actively
44 engaged in patrolling the territorial waters of that nation for a
45 period, continuous or in the aggregate, of at least 14 days
46 commencing on or before December 1, 1987 or the date of
47 termination of that mission, as proclaimed by the President of the
48 United States or Congress, whichever date of termination is the

1 latest, in such active service; provided, that any person receiving an
2 actual service-incurred injury or disability shall be classed as a
3 veteran whether or not that person has completed the 14 days'
4 service as herein provided;

5 (15) Grenada peacekeeping mission, on or after October 23,
6 1983, who has served in Grenada or on board any ship actively
7 engaged in patrolling the territorial waters of that nation for a
8 period, continuous or in the aggregate, of at least 14 days
9 commencing on or before November 21, 1983 or the date of
10 termination of that mission, as proclaimed by the President of the
11 United States or Congress, whichever date of termination is the
12 latest, in such active service; provided, that any person receiving an
13 actual service-incurred injury or disability shall be classed as a
14 veteran whether or not that person has completed the 14 days'
15 service as herein provided;

16 (16) Panama peacekeeping mission, on or after December 20,
17 1989 or the date of inception of that mission, as proclaimed by the
18 President of the United States or Congress, whichever date of
19 inception is earliest, who has served in Panama or on board any ship
20 actively engaged in patrolling the territorial waters of that nation for
21 a period, continuous or in the aggregate, of at least 14 days
22 commencing on or before January 31, 1990 or the date of
23 termination of that mission, as proclaimed by the President of the
24 United States or Congress, whichever date of termination is the
25 latest, in such active service; provided, that any person receiving an
26 actual service-incurred injury or disability shall be classed as a
27 veteran whether or not that person has completed the 14 days'
28 service as herein provided;

29 (17) Operation "Desert Shield/Desert Storm" mission in the
30 Arabian peninsula and the Persian Gulf, on or after August 2, 1990
31 or the date of inception of that operation, as proclaimed by the
32 President of the United States or Congress, whichever date of
33 inception is earliest, who has served in the Arabian peninsula or on
34 board any ship actively engaged in patrolling the Persian Gulf for a
35 period, continuous or in the aggregate, of at least 14 days
36 commencing on or before the date of termination of that mission, as
37 proclaimed by the President of the United States or Congress,
38 whichever date of termination is the latest, in such active service;
39 provided, that any person receiving an actual service-incurred injury
40 or disability shall be classed as a veteran whether or not that person
41 has completed the 14 days' service as herein provided;

42 (18) Operation Northern Watch and Operation Southern Watch,
43 on or after August 27, 1992, or the date of inception of that
44 operation, as proclaimed by the President of the United States,
45 Congress or United States Secretary of Defense, whichever date of
46 inception is earliest, who served in the theater of operation,
47 including in the Arabian peninsula and the Persian Gulf, and in
48 direct support of that operation for a period, continuously or in the

1 aggregate, of at least 14 days in such active service, commencing on
2 or before the date of termination of that operation, as proclaimed by
3 the President of the United States, Congress or United States
4 Secretary of Defense, whichever date of termination is the latest;
5 provided, that any person receiving an actual service-incurred injury
6 or disability while engaged in such service shall be classed as a
7 veteran whether or not that person has completed the 14 days'
8 service as herein provided;

9 (19) Operation "Restore Hope" in Somalia, on or after
10 December 5, 1992, or the date of inception of that operation as
11 proclaimed by the President of the United States or Congress,
12 whichever date is earliest, who has served in Somalia or on board
13 any ship actively engaged in patrolling the territorial waters of that
14 nation for a period, continuously or in the aggregate, of at least 14
15 days in such active service commencing on or before March 31,
16 1994; provided that any person receiving an actual service-incurred
17 injury or disability shall be classed as a veteran whether or not that
18 person has completed the 14-day service as herein provided;

19 (20) Operations "Joint Endeavor" and "Joint Guard" in the
20 Republic of Bosnia and Herzegovina, on or after November 20,
21 1995, who served in such active service in direct support of one or
22 both of the operations for at least 14 days, continuously or in the
23 aggregate, commencing on or before June 20, 1998, and (1) was
24 deployed in that nation or in another area in the region, or (2) was
25 on board a United States naval vessel operating in the Adriatic Sea,
26 or (3) operated in airspace above the Republic of Bosnia and
27 Herzegovina; provided that any person receiving an actual service-
28 incurred injury or disability shall be classed as a veteran whether or
29 not that person completed the 14-day service requirement;

30 (21) Operation "Enduring Freedom", on or after September 11,
31 2001, who served in a theater of operation and in direct support of
32 that operation for a period, continuously or in the aggregate, of at
33 least 14 days in such active service commencing on or before the
34 date the President of the United States or the United States
35 Secretary of Defense designates as the termination date of that
36 operation; provided, that any person receiving an actual service-
37 incurred injury or disability while engaged in such service shall be
38 classed as a veteran whether or not that person has completed the 14
39 days' service as herein provided; **【and】**

40 (22) Operation "Iraqi Freedom", on or after the date the
41 President of the United States or the United States Secretary of
42 Defense designates as the inception date of that operation, who
43 served in Iraq or in another area in the region in direct support of
44 that operation for a period, continuously or in the aggregate, of at
45 least 14 days in such active service commencing on or before the
46 date the President of the United States or the United States
47 Secretary of Defense designates as the termination date of that
48 operation; provided, that any person receiving an actual service-

1 incurred injury or disability while engaged in such service shall be
2 classed as a veteran whether or not that person has completed the 14
3 days' service as herein provided ; and

4 (23) Operation, mission or conflict during the global war on
5 terror, on or after the date the President of the United States or the
6 United States Secretary of Defense designates as the inception date
7 of that operation, mission or conflict for a period, continuously or in
8 the aggregate, of at least 14 days in such active service,
9 commencing on or before the date the President of the United
10 States or the United States Secretary of Defense shall designate as
11 the termination date of that operation, mission or conflict, who
12 served in the theater or in support of that operation, mission, or
13 conflict, in the United States or abroad; provided, that any person
14 receiving an actual service-incurred injury or disability while
15 engaged in such service shall be classed as a veteran whether or not
16 that person has completed the 14 days' service as herein provided.

17 "Veteran" also means (1) any honorably discharged member of
18 the American Merchant Marine who served during World War II
19 and is declared by the United States Department of Defense to be
20 eligible for federal veterans' benefits and (2) any honorably
21 discharged member who has served at least 90 days commencing
22 between the dates of the wars or conflicts in paragraphs 12 and 14-
23 23 inclusive, regardless of location, exclusive of any period (a) of
24 assignment for a course of education or training which course was a
25 continuation of a civilian course and was pursued to completion, or
26 (b) as a cadet or midshipman at one of the service academies, or (c)
27 of service performed pursuant to an enlistment in the Army
28 National Guard or Air National Guard or in the Army Reserve,
29 Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast
30 Guard Reserve, unless mobilized for active duty at the call of the
31 President of the United States, provided, that any person receiving
32 an actual, service-incurred injury or disability shall be classed as a
33 veteran, whether or not he has completed the 90 days' service as
34 herein provided.

35 (cf: P.L.2005, c.64, s.4)

36
37 5. Section 1 of P.L.1963, c.171 (C.54:4-8.10) is amended to
38 read as follows:

39 1. (a) "Active service in time of war" means active service by a
40 person, while in the United States Armed Forces, at some time during
41 one of the following periods:

42 Operation "Iraqi Freedom", on or after the date the President of the
43 United States or the United States Secretary of Defense designates as
44 the inception date of that operation, who served in Iraq or in another
45 area in the region in direct support of that operation for a period,
46 continuously or in the aggregate, of at least 14 days in such active
47 service commencing on or before the date the President of the United
48 States or the United States Secretary of Defense designates as the

1 termination date of that operation; provided, that any person receiving
2 an actual service-incurred injury or disability while engaged in such
3 service shall be classed as a veteran whether or not that person has
4 completed the 14 days' service as herein provided;

5 The period of rescue and recovery of the victims of the terrorist
6 attack on the World Trade Center in New York, New York, on
7 September 11, 2001, who served on the pile of rubble that resulted
8 from the attacks on the World Trade Center in direct support of that
9 rescue and recovery effort for a period, continuously or in the
10 aggregate, of at least 14 days in such active service commencing on
11 September 11, 2001 and ending on May 30, 2002; provided, that any
12 person receiving an actual service-incurred injury or disability while
13 engaged in such service shall be classed as a veteran whether or not
14 that person has completed the 14 days' service as herein provided;

15 Operation "Enduring Freedom", on or after September 11, 2001,
16 who served in a theater of operation and in direct support of that
17 operation for a period, continuously or in the aggregate, of at least 14
18 days in such active service commencing on or before the date the
19 President of the United States or the United States Secretary of
20 Defense designates as the termination date of that operation; provided,
21 that any person receiving an actual service-incurred injury or disability
22 while engaged in such service shall be classed as a veteran whether or
23 not that person has completed the 14 days' service as herein provided;

24 Operation, mission or conflict during the global war on terror, on
25 or after the date the President of the United States or the United
26 States Secretary of Defense designates as the inception date of that
27 operation, mission or conflict for a period, continuously or in the
28 aggregate, of at least 14 days in such active service, commencing on
29 or before the date the President of the United States or the United
30 States Secretary of Defense shall designate as the termination date
31 of that operation, mission or conflict, who served in the theater or in
32 support of that operation, mission, or conflict, in the United States
33 or abroad; provided, that any person receiving an actual service-
34 incurred injury or disability while engaged in such service shall be
35 classed as a veteran whether or not that person has completed the 14
36 days' service as herein provided;

37 Operation "Restore Hope" in Somalia, on or after December 5,
38 1992, or the date of inception of that operation as proclaimed by the
39 President of the United States or Congress, whichever date is earliest,
40 who has served in Somalia or on board any ship actively engaged in
41 patrolling the territorial waters of that nation for a period, continuously
42 or in the aggregate, of at least 14 days in such active service
43 commencing on or before March 31, 1994; provided that any person
44 receiving an actual service-incurred injury or disability shall be classed
45 as a veteran whether or not that person has completed the 14-day
46 service as herein provided;

47 Operations "Joint Endeavor" and "Joint Guard" in the Republic of
48 Bosnia and Herzegovina, on or after November 20, 1995, who served

1 in such active service in direct support of one or both of the operations
2 for at least 14 days, continuously or in the aggregate, commencing on
3 or before June 20, 1998, and (1) was deployed in that nation or in
4 another area in the region, or (2) was on board a United States naval
5 vessel operating in the Adriatic Sea, or (3) operated in airspace above
6 the Republic of Bosnia and Herzegovina; provided that any person
7 receiving an actual service-incurred injury or disability shall be classed
8 as a veteran whether or not that person completed the 14-day service
9 requirement;

10 Operation Northern Watch and Operation Southern Watch, on or
11 after August 27, 1992, or the date of inception of that operation, as
12 proclaimed by the President of the United States, Congress or United
13 States Secretary of Defense, whichever date of inception is earliest,
14 who served in the theater of operation, including in the Arabian
15 peninsula and the Persian Gulf, and in direct support of that operation
16 for a period, continuously or in the aggregate, of at least 14 days in
17 such active service, commencing on or before the date of termination
18 as proclaimed by the President of the United States, Congress or
19 United States Secretary of Defense, whichever date of termination is
20 the latest; provided, that any person receiving an actual service-
21 incurred injury or disability while engaged in such service shall be
22 classed as a veteran whether or not that person has completed the 14
23 days' service as herein provided;

24 Operation "Desert Shield/Desert Storm" mission in the Arabian
25 peninsula and the Persian Gulf, on or after August 2, 1990 or the date
26 of inception of that operation, as proclaimed by the President of the
27 United States or Congress, whichever date of inception is earliest, who
28 has served in the Arabian peninsula or on board any ship actively
29 engaged in patrolling the Persian Gulf for a period, continuous or in
30 the aggregate, of at least 14 days commencing on or before the date of
31 termination of that mission, as proclaimed by the President of the
32 United States or Congress, whichever date of termination is the latest,
33 in such active service; provided, that any person receiving an actual
34 service-incurred injury or disability shall be classed as a veteran
35 whether or not that person has completed the 14 days' service as herein
36 provided;

37 The Panama peacekeeping mission, on or after December 20, 1989
38 or the date of inception of that mission, as proclaimed by the President
39 of the United States or Congress, whichever date of inception is
40 earliest, who has served in Panama or on board any ship actively
41 engaged in patrolling the territorial waters of that nation for a period,
42 continuous or in the aggregate, of at least 14 days commencing on or
43 before January 31, 1990 or the date of termination of that mission, as
44 proclaimed by the President of the United States or Congress,
45 whichever date of termination is the latest, in such active service;
46 provided, that any person receiving an actual service-incurred injury or
47 disability shall be classed as a veteran whether or not that person has
48 completed the 14 days' service as herein provided;

1 The Grenada peacekeeping mission, on or after October 23, 1983,
2 who has served in Grenada or on board any ship actively engaged in
3 patrolling the territorial waters of that nation for a period, continuous
4 or in the aggregate, of at least 14 days commencing on or before
5 November 21, 1983 or the date of termination of that mission as
6 proclaimed by the President of the United States or Congress,
7 whichever date of termination is the latest, in such active service;
8 provided, that any person receiving an actual service-incurred injury or
9 disability shall be classed as a veteran whether or not that person has
10 completed the 14 days' service as herein provided;

11 The Lebanon peacekeeping mission, on or after September 26,
12 1982, who has served in Lebanon or on board any ship actively
13 engaged in patrolling the territorial waters of that nation for a period,
14 continuous or in the aggregate, of at least 14 days commencing on or
15 before December 1, 1987 or the date of termination of that mission, as
16 proclaimed by the President of the United States or Congress,
17 whichever date of termination is the latest, in such active service;
18 provided, that any person receiving an actual service-incurred injury or
19 disability shall be classed as a veteran whether or not that person has
20 completed the 14 days' service as herein provided;

21 The Vietnam conflict, December 31, 1960, to May 7, 1975;

22 The Lebanon crisis, on or after July 1, 1958, who has served in
23 Lebanon or on board any ship actively engaged in patrolling the
24 territorial waters of that nation for a period, continuous or in the
25 aggregate, of at least 14 days commencing on or before November 1,
26 1958 or the date of termination of that conflict, as proclaimed by the
27 President of the United States or Congress, whichever date of
28 termination is the latest, in such active service; provided, that any
29 person receiving an actual service-incurred injury or disability shall be
30 classed as a veteran whether or not that person has completed the 14
31 days' service as herein provided;

32 The Korean conflict, June 23, 1950 to January 31, 1955;

33 World War II, September 16, 1940 to December 31, 1946;

34 World War I, April 6, 1917 to November 11, 1918, and in the case
35 of service with the United States military forces in Russia, April 6,
36 1917 to April 1, 1920;

37 Spanish-American War, April 21, 1898 to August 13, 1898;

38 Civil War, April 15, 1861 to May 26, 1865; or, as to any
39 subsequent war, during the period from the date of declaration of war
40 to the date on which actual hostilities shall cease.

41 (b) "Assessor" means the assessor, board of assessors or any other
42 official or body of a taxing district charged with the duty of assessing
43 real and personal property for the purpose of general taxation.

44 (c) "Collector" means the collector or receiver of taxes of a taxing
45 district.

46 (d) "Honorably discharged or released under honorable
47 circumstances from active service in time of war," means and includes
48 every form of separation from active, full-time duty with military or

1 naval pay and allowances in some branch of the Armed Forces of the
2 United States in time of war, other than those marked "dishonorable,"
3 "undesirable," "bad conduct," "by sentence of general court martial,"
4 "by sentence of summary court martial" or similar expression
5 indicating that the discharge or release was not under honorable
6 circumstances. A disenrollment certificate or other form of release
7 terminating temporary service in a military or naval branch of the
8 armed forces rendered on a voluntary and part-time basis without pay,
9 or a release from or deferment of induction into the active military or
10 naval service shall not be deemed to be included in the aforementioned
11 phrase.

12 (e) "Pre-tax year" means the particular calendar year immediately
13 preceding the "tax year."

14 (f) "Resident" means one legally domiciled within the State of
15 New Jersey. Mere seasonal or temporary residence within the State, of
16 whatever duration, shall not constitute domicile within the State for the
17 purposes of this act. Absence from this State for a period of 12
18 months shall be prima facie evidence of abandonment of domicile in
19 this State. The burden of establishing legal domicile within the State
20 shall be upon the claimant.

21 (g) "Tax year" means the particular calendar year in which the
22 general property tax is due and payable.

23 (h) "Veteran" means any citizen and resident of this State
24 honorably discharged or released under honorable circumstances from
25 active service in time of war in any branch of the Armed Forces of the
26 United States. The term also means any honorably discharged
27 member who has served at least 90 days commencing between the
28 dates any of the wars or conflicts in paragraphs 1-10 inclusive and
29 12 of subsection a. of this section, regardless of location, exclusive
30 of any period (1) of assignment for a course of education or training
31 which course was a continuation of a civilian course and was
32 pursued to completion, or (2) as a cadet or midshipman at one of the
33 service academies, or (3) of service performed pursuant to an
34 enlistment in the Army National Guard or Air National Guard or in
35 the Army Reserve, Naval Reserve, Air Force Reserve, Marine
36 Corps Reserve, or Coast Guard Reserve, unless mobilized for active
37 duty at the call of the President of the United States, provided, that
38 any person receiving an actual, service-incurred injury or disability
39 shall be classed as a veteran, whether or not he has completed the
40 90 days' service as herein provided.

41 (i) "Veteran's deduction" means the deduction against the taxes
42 payable by any person, allowable pursuant to this act.

43 (j) "Surviving spouse" means the surviving wife or husband of
44 any of the following, while he or she is a resident of this State, during
45 widowhood or widowerhood:

46 1. A citizen and resident of this State who has died or shall die
47 while on active duty in time of war in any branch of the Armed Forces
48 of the United States; or

1 course was a continuation of a civilian course and was pursued to
2 completion, or (2) as a cadet or midshipman at one of the service
3 academies, or (3) of service performed pursuant to an enlistment in
4 the Army National Guard or Air National Guard or in the Army
5 Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve,
6 or Coast Guard Reserve, unless mobilized for active duty at the call
7 of the President of the United States, provided, that any person
8 receiving an actual, service-incurred injury or disability will be
9 classed as a veteran, whether or not he has completed the 90 days'
10 service as herein provided. Consequently, active military service
11 for at least 90 days performed anywhere, in whole or in part, during
12 the dates for the specific engagements named will qualify a person
13 as a "veteran" for the purposes of the statutes amended. Thus, the
14 bill will permit a greater number of individuals to receive the
15 benefits specified.