

P.L. 2021, CHAPTER 52, *approved April 19, 2021*
Senate, No. 1017 (*First Reprint*)

1 AN ACT concerning retirement benefits for members of the Police
2 and Firemen's Retirement System and amending P.L.1944,
3 c.255.

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

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8 1. Section 5 of P.L.1944, c.255 (C.43:16A-5) is amended to
9 read as follows:

10 5. (1) Any member in service who has attained age 55 years
11 may retire on a service retirement allowance upon filing a written
12 and duly executed application to the retirement system, setting forth
13 at what time, not less than one month subsequent to the filing
14 thereof, he desires to be retired. Any member in service who attains
15 age 65 years shall be retired on a service retirement allowance
16 forthwith on the first day of the next calendar month, except that a
17 member hired prior to January 1, 1987 may remain a member of the
18 system until the member attains age 68 years or 25 years of
19 creditable service, whichever comes first.

20 (2) Upon retirement for service a member shall receive a service
21 retirement allowance which shall consist of:

22 (a) An annuity which shall be the actuarial equivalent of his
23 aggregate contributions and

24 (b) A pension in the amount which, when added to the member's
25 annuity, will provide a total retirement allowance of one-sixtieth of
26 his average final compensation multiplied by the number of years of
27 his creditable service, or 2% of his average final compensation
28 multiplied by the number of years of his creditable service up to 30
29 plus 1% of his average final compensation multiplied by the number
30 of years of creditable service over 30, or 50% of his final
31 compensation if the member has established 20 or more years of
32 creditable service, whichever is greater.

33 (3) (a) Any member of the retirement system as of the effective
34 date of P.L.1999, c.428 who has 20 or more years of creditable
35 service at the time of retirement shall be entitled to receive a
36 retirement allowance equal to 50% of the member's final
37 compensation plus, in the case of a member required to retire
38 pursuant to the provisions of subsection (1) of this section, 3% of
39 final compensation multiplied by the number of years of creditable
40 service over 20 but not over 25.

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SBA committee amendments adopted October 22, 2020.

1 **(b) Any member of the retirement system ¹who was¹ enrolled**
2 **prior to ¹[or on or after]¹ the effective date of P.L. _____, c.**
3 **(pending before the legislature as this bill) ¹and who is a member**
4 **on that effective date¹ may retire on or after the effective date of**
5 **P.L. _____, c. _____ (pending before the legislature as this bill) ¹but no**
6 **later than the first day of the 25th month following that effective**
7 **date¹ on a service retirement allowance, regardless of age, upon**
8 **attaining 20 or more years of creditable service and shall be entitled**
9 **to receive a service retirement allowance equal to 50% of the**
10 **member's final compensation.**

11 (4) Upon the receipt of proper proofs of the death of a member
12 who has retired on a service retirement allowance, there shall be
13 paid to his beneficiary an amount equal to one-half of the
14 compensation upon which contributions by the member to the
15 annuity savings fund were based in the last year of creditable
16 service.

17 (cf: P.L.2005, c.381, s.1)

18

19 2. This act shall take effect immediately.

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24 _____
25 Provides retirement allowance after 20 years of service
26 regardless of age for current members of PFRS who retire within
two years.