

SENATE, No. 3963

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED JUNE 15, 2023

Sponsored by:

Senator JON M. BRAMNICK

District 21 (Morris, Somerset and Union)

Co-Sponsored by:

Senator Diegnan

SYNOPSIS

Permits retired judges to practice law while receiving pension or retirement allowance.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/27/2023)

S3963 BRAMNICK

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1 AN ACT permitting the practice of law by retired judges receiving a
2 pension or retirement allowance and amending P.L.1973, c.140.

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

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7 1. Section 13 of P.L.1973, c.140 (C.43:6A-13) is amended to
8 read as follows:

9 13. a. **[No member of the retirement system shall, while**
10 **receiving a pension or retirement allowance pursuant to this act,**
11 **engage in the practice of law before any of the courts of this State.]**
12 (Deleted by amendment, P.L. , c.)(pending before the
13 Legislature as this bill)

14 b. Subject to rules of the Supreme Court, any justice of the
15 Supreme Court who has retired on pension or retirement allowance
16 may, with his consent, be recalled by the Supreme Court for
17 temporary service in the Supreme Court or elsewhere within the
18 judicial system, and any judge of the Superior Court, juvenile and
19 domestic relations court, county district court or tax court who has
20 retired on pension or retirement allowance may, with his consent,
21 be recalled by the Supreme Court for temporary service within the
22 judicial system other than the Supreme Court.

23 c. Upon such recall the retired justice or judge shall have all
24 the powers of a justice or judge of the court to which he is assigned
25 and shall be paid a per diem allowance fixed by the Supreme Court
26 in accordance with its rules, provided however that in no event shall
27 he receive a salary which together with his pension or retirement
28 allowance exceeds the current salary of a justice or judge of the
29 court from which he retired. In addition the recalled justice or
30 judge shall be reimbursed for reasonable expenses actually incurred
31 by him in connection with his assignment and shall be provided
32 with such facilities as may be required in the performance of his
33 duties. Such per diem compensation and expenses shall be paid by
34 the State.

35 d. Payment for services and expenses shall be made in the same
36 manner as payment is made to the justices or judges of the court
37 from which he retired.

38 e. The Supreme Court is empowered to adopt such rules as it
39 deems necessary or appropriate for the prompt and efficient
40 administration of justice in furtherance of the purposes of this act.
41 (cf: P.L.1990, c.45, s.1)

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43 2. This act shall take effect immediately.

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.

