

P.L. 2019, CHAPTER 251, *approved August 23, 2019*  
Senate, No. 1403 (*Fifth Reprint*)

1 AN ACT concerning creditable service in the State Police  
2 Retirement System, and amending various parts of the statutory  
3 law.

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

7  
8 <sup>4</sup>**[**1. Section 6 of P.L.1965, c.89 (C.53:5A-6) is amended to read  
9 as follows:

10 6. a. (1) Service as a full-time commissioned officer,  
11 noncommissioned officer or trooper rendered as a member, and  
12 service credit which was transferred from the former "State Police  
13 Retirement and Benevolent Fund," or transferred from any other  
14 State-administered retirement system, shall, if the required  
15 contributions are made by the State and the member, be considered  
16 as creditable service. <sup>2</sup>If such transferred service credit is  
17 established, it shall be considered the same as creditable service as  
18 a full-time commissioned officer, noncommissioned officer or  
19 trooper rendered as a member.<sup>2</sup>

20 In addition, service as a chief inspector, deputy chief inspector,  
21 inspector and special inspector in the Motor Vehicle Commission or  
22 equivalent Civil Service classifications, including Chief, Highway  
23 Patrol Bureau; Assistant Chief (Major), Highway Patrol Bureau;  
24 Captain, Highway Patrol Bureau; Lieutenant, Highway Patrol  
25 Bureau; Sergeant, Highway Patrol Bureau; and Officer, Highway  
26 Patrol Bureau, and service credit may be transferred from the Police  
27 and Firemen's Retirement System <sup>2</sup>**[and],**<sup>2</sup> the Public Employees'  
28 Retirement System <sup>2</sup>, or any other State-administered retirement  
29 system<sup>2</sup> and shall, if the required contributions are made by the  
30 State and the member, be considered as creditable service.

31 In addition, service as a member of the State Capitol Police  
32 Force, or as a Supervising Inspector, Principal Inspector, Senior  
33 Inspector, or Inspector Recruit in the Alcoholic Beverage Control  
34 Enforcement Bureau or as a Principal Marine Law Enforcement  
35 Officer, Senior Marine Law Enforcement Officer, or Marine Law  
36 Enforcement Officer in the Bureau of Marine Law Enforcement and  
37 service credit transferred from the Police and Firemen's Retirement

**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:

<sup>1</sup>Senate SSG committee amendments adopted January 31, 2019.

<sup>2</sup>Senate SBA committee amendments adopted February 7, 2019.

<sup>3</sup>Assembly ASL committee amendments adopted March 11, 2019.

<sup>4</sup>Assembly AAP committee amendments adopted March 18, 2019.

<sup>5</sup>Assembly floor amendments adopted May 23, 2019.

1 System <sup>2</sup>~~or~~,<sup>2</sup> the Public Employees' Retirement System <sup>2</sup>, or any  
2 other State-administered retirement system<sup>2</sup> shall, if the required  
3 contributions are made by the State and the member, be considered  
4 as creditable service.

5 A member on suspension shall be considered in service for the  
6 period of the suspension, but the period of suspension shall not be  
7 considered as creditable service unless the member receives salary  
8 therefor.

9 <sup>3</sup>[(2) If an employee's membership has been terminated and he  
10 is re-enrolled as a member of the retirement system, he may  
11 purchase credit for all of his previous membership service by  
12 paying into the annuity savings fund the amount required by  
13 applying the factor, supplied by the actuary, as being applicable to  
14 his age at the time of the purchase, to his salary at that time. Such  
15 purchase may be made in regular installments equal to at least 1/2  
16 the normal contribution to the retirement system, over a maximum  
17 period of 10 years.]<sup>3</sup> [In order to give to such person the same  
18 credit for such service as he had at the time of termination, his  
19 pension credit shall be restored as it was at the time of his  
20 termination, upon the completion of one year of membership after  
21 his election to make the purchase and the payment of at least 1/2 the  
22 total amount due, except that in the case of retirement pursuant to  
23 sections 8, 27 and 28 of chapter 89 of the laws of 1965, the credit  
24 granted for the service being purchased shall be in direct proportion  
25 as the amount paid bears to the total amount of the arrearage  
26 obligation.]

27 <sup>3</sup>[Any member electing to purchase service credit who retires  
28 prior to completing the payments as agreed with the retirement  
29 system will receive pro rata credit for service purchased prior to the  
30 date of retirement, but if the member so elects at the time of  
31 retirement, the member may make the additional lump sum payment  
32 required at that time to provide full credit.]<sup>3</sup>

33 b. Any member of the retirement system, who, prior to  
34 becoming a member, had established service credits in <sup>3</sup>this or<sup>3</sup>  
35 another retirement system supported in whole or in part by the  
36 State, or who had rendered service to the State prior to becoming a  
37 member, or had purchased service credits while in another State-  
38 administered retirement system <sup>3</sup>[or in the Police and Firemen's  
39 Retirement System or the Public Employees' Retirement System,  
40 while serving as chief inspector, deputy chief inspector, inspector or  
41 special inspector in the Enforcement Bureau, Motor Vehicle  
42 Commission, or as a member of the State Capitol Police Force, or  
43 as a Supervising Inspector, Principal Inspector, Senior Inspector,  
44 Inspector, or Inspector Recruit in the Alcoholic Beverage Control  
45 Enforcement Bureau, or as a Principal Marine Law Enforcement  
46 Officer, Senior Marine Law Enforcement Officer, or Marine Law  
47 Enforcement Officer in the Bureau of Marine Law Enforcement,]<sup>3</sup>

1 for which <sup>3</sup>~~he~~ the member<sup>3</sup> desires to establish credit in this  
2 retirement system, shall be permitted to purchase such credit <sup>3,3</sup> or  
3 to transfer such previously purchased credit <sup>3</sup>, by paying into the  
4 annuity savings fund the amount required by applying the factor,  
5 supplied by the actuary, as being applicable to the member's age at  
6 the time of the purchase, to the member's salary at that time. Such  
7 purchase may be made in regular installments equal to at least half  
8 of the normal contribution to the retirement system, over a  
9 maximum period of 10 years<sup>3</sup>. **【If such credit is established and**  
10 **except as provided in subsection f., it shall be included in the**  
11 **computation of a retirement allowance on the basis of 1% of final**  
12 **compensation for each year of such service credit】** <sup>2</sup>If such  
13 purchased service credit or transferred purchased credit is  
14 established, it shall be considered the same as creditable service as  
15 a full-time commissioned officer, noncommissioned officer, or  
16 trooper rendered as a member.<sup>2</sup>

17 <sup>3</sup>Such credit may not be established prior to the completion of  
18 one year of membership after the member's election to make the  
19 purchase and the payment of at least half the total amount due,  
20 except that in the case of retirement pursuant to sections 8, 27 and  
21 28 of P.L.1965, c.89 (C.53:5A-1 et seq.), the credit granted for the  
22 service being purchased shall be in direct proportion as the amount  
23 paid bears to the total amount of the arrearage obligation. If the  
24 member so elects at the time of retirement, if such time is after  
25 completion of the one year of membership, the member may make  
26 the additional lump sum payment required at that time to provide  
27 full credit.<sup>3</sup>

28 c. Not more than one year shall be credited for all service in a  
29 calendar year.

30 d. In computing service, time during which a member was  
31 absent on an official leave without pay shall be credited if such  
32 leave was for a period of: (1) less than three months; or (2) up to a  
33 maximum of two years, if the leave was due to the member's  
34 personal illness and the period of leave is allowed for retirement  
35 purposes within one year following his return to service after the  
36 termination of such leave.

37 e. The method of computation and the terms of the purchase of  
38 service permitted by subsections b. and d. of this section shall be  
39 identical to those stipulated for the purchase of previous  
40 membership service by members of the system, as provided by  
41 subsection a. of this section.

42 f. For any person who becomes a member of the retirement  
43 system pursuant to P.L.1997, c.19 (C.53:1-8.2 et al.) and is required  
44 to retire pursuant to section 8 of P.L.1965, c.89 (C.53:5A-8) with  
45 less than 20 years of creditable service in the retirement system, an  
46 amount of service credit transferred or purchased pursuant to  
47 subsection b. which when added to the amount of creditable service

1 in the retirement system equals 20 years shall be considered  
2 creditable service in the retirement system. Transferred or  
3 purchased service credit in excess of the amount necessary to  
4 provide 20 years of creditable service in the retirement system shall  
5 be included in the computation of a retirement allowance on the  
6 basis **【provided in subsection b.】** of one percent of final  
7 compensation for each year of such service credit.

8 g. In the case of a member for whom compensation is defined  
9 in paragraph (2) of subsection u. of section 3 of P.L.1965, c.89  
10 (C.53:5A-3), the retirement system shall credit the member with the  
11 time of all service rendered by the member during the part of any  
12 year that the member was a participant of the Defined Contribution  
13 Retirement Program, pursuant to paragraph (5) of subsection a. of  
14 section 2 of P.L.2007, c.92 (C.43:15C-2) as amended by section 7  
15 of P.L.2010, c.1, and making contributions to that program.

16 (cf: P.L.2010, c.1, s.19)】<sup>4</sup>

17  
18 <sup>4</sup>1. Section 6 of P.L.1965, c.89 (C.53:5A-6) is amended to read  
19 as follows:

20 6. a. Service as a full-time commissioned officer,  
21 noncommissioned officer or trooper rendered as a member, and  
22 service credit which was transferred from the former "State Police  
23 Retirement and Benevolent Fund," or transferred from any other  
24 State-administered retirement system, shall, if the required  
25 contributions are made by the State and the member, be considered  
26 as creditable service. If such transferred service credit is  
27 established, it shall be considered the same as creditable service as  
28 a full-time commissioned officer, noncommissioned officer or  
29 trooper rendered as a member.

30 In addition, service as a chief inspector, deputy chief inspector,  
31 inspector and special inspector in the Motor Vehicle Commission or  
32 equivalent Civil Service classifications, including Chief, Highway  
33 Patrol Bureau; Assistant Chief (Major), Highway Patrol Bureau;  
34 Captain, Highway Patrol Bureau; Lieutenant, Highway Patrol  
35 Bureau; Sergeant, Highway Patrol Bureau; and Officer, Highway  
36 Patrol Bureau, and service credit may be transferred from the Police  
37 and Firemen's Retirement System **【and】**, the Public Employees'  
38 Retirement System , or any other State-administered retirement  
39 system and shall, if the required contributions are made by the State  
40 and the member, be considered as creditable service.

41 In addition, service as a member of the State Capitol Police  
42 Force, or as a Supervising Inspector, Principal Inspector, Senior  
43 Inspector, or Inspector Recruit in the Alcoholic Beverage Control  
44 Enforcement Bureau or as a Principal Marine Law Enforcement  
45 Officer, Senior Marine Law Enforcement Officer, or Marine Law  
46 Enforcement Officer in the Bureau of Marine Law Enforcement and  
47 service credit transferred from the Police and Firemen's Retirement

1 System **【or】**, the Public Employees' Retirement System , or any  
2 other State-administered retirement system shall, if the required  
3 contributions are made by the State and the member, be considered  
4 as creditable service.

5 A member on suspension shall be considered in service for the  
6 period of the suspension, but the period of suspension shall not be  
7 considered as creditable service unless the member receives salary  
8 therefor.

9 **【If an employee's membership has been terminated and he is re-**  
10 **enrolled as a member of the retirement system, he may purchase**  
11 **credit for all of his previous membership service by paying into the**  
12 **annuity savings fund the amount required by applying the factor,**  
13 **supplied by the actuary, as being applicable to his age at the time of**  
14 **the purchase, to his salary at that time. Such purchase may be made**  
15 **in regular installments equal to at least 1/2 the normal contribution**  
16 **to the retirement system, over a maximum period of 10 years. In**  
17 **order to give to such person the same credit for such service as he**  
18 **had at the time of termination, his pension credit shall be restored as**  
19 **it was at the time of his termination, upon the completion of one**  
20 **year of membership after his election to make the purchase and the**  
21 **payment of at least 1/2 the total amount due, except that in the case**  
22 **of retirement pursuant to sections 8, 27 and 28 of chapter 89 of the**  
23 **laws of 1965, the credit granted for the service being purchased**  
24 **shall be in direct proportion as the amount paid bears to the total**  
25 **amount of the arrearage obligation.】**

26 b. Any member of the retirement system, who, prior to  
27 becoming a member, had established service credits in this or  
28 another retirement system supported in whole or in part by the  
29 State, or who had rendered service to the State prior to becoming a  
30 member, or had purchased service credits while in another State-  
31 administered retirement system or in the Police and Firemen's  
32 Retirement System or the Public Employees' Retirement System,  
33 while serving as chief inspector, deputy chief inspector, inspector or  
34 special inspector in the Enforcement Bureau, Motor Vehicle  
35 Commission, or as a member of the State Capitol Police Force, or  
36 as a Supervising Inspector, Principal Inspector, Senior Inspector,  
37 Inspector, or Inspector Recruit in the Alcoholic Beverage Control  
38 Enforcement Bureau, or as a Principal Marine Law Enforcement  
39 Officer, Senior Marine Law Enforcement Officer, or Marine Law  
40 Enforcement Officer in the Bureau of Marine Law Enforcement, for  
41 which **【he】** the member desires to establish credit in this retirement  
42 system, shall be permitted to <sup>5</sup>**【transfer or】**<sup>5</sup> purchase such credit ,  
43 or to transfer such previously purchased credit , by paying into the  
44 annuity savings fund the amount required by applying the factor,  
45 supplied by the actuary, as being applicable to the member's age at  
46 the time of the transfer or purchase, to the member's salary at that  
47 time. Such payment may be made in regular installments equal to at

1 least half of the normal contribution to the retirement system, over a  
2 maximum period of 10 years. <sup>5</sup>【Such payment for the transfer of  
3 service credit shall not be required of a person who became a  
4 member of the retirement system pursuant to P.L.1983, c.403  
5 (C.39:2-9.1 et al.) or P.L.1997, c.19 (C.53:1-8.2 et al.) for credit  
6 earned, rather than purchased, in the retirement system in which the  
7 person was enrolled on the effective date of those acts, P.L.1983,  
8 c.403 and P.L.1997, c.19, prior to becoming a member of this  
9 retirement system】<sup>5</sup>. 【If such credit is established and except as  
10 provided in subsection f., it shall be included in the computation of  
11 a retirement allowance on the basis of 1% of final compensation for  
12 each year of such service credit】 If such purchased service credit or  
13 transferred purchased credit is established, it shall be considered the  
14 same as creditable service as a full-time commissioned officer,  
15 noncommissioned officer, or trooper rendered as a member.

16 A member who retires prior to completing the payments as  
17 agreed with the retirement system will receive pro rata credit for  
18 service purchased prior to the date of retirement, but if the member  
19 so elects at the time of retirement, the member may make the  
20 additional lump sum payment required at that time to provide full  
21 credit; except that in the case of retirement pursuant to any section  
22 of P.L.1965, c.89 (C.53:5A-1 et seq.) other than sections 8, 27, and  
23 28 thereof, if an employee's membership has been terminated and  
24 the member is re-enrolled as a member of the retirement system, the  
25 member shall be accorded, upon the completion of one year of  
26 membership after the member's election to make the purchase and  
27 the payment of at least half the total amount due, the pension credit  
28 as it was at the time of the member's termination.

29 c. Not more than one year shall be credited for all service in a  
30 calendar year.

31 d. In computing service, time during which a member was  
32 absent on an official leave without pay shall be credited if such  
33 leave was for a period of: (1) less than three months; or (2) up to a  
34 maximum of two years, if the leave was due to the member's  
35 personal illness and the period of leave is allowed for retirement  
36 purposes within one year following his return to service after the  
37 termination of such leave.

38 e. The method of computation and the terms of the purchase of  
39 service permitted by subsections b. and d. of this section shall be  
40 identical to those stipulated for the purchase of previous  
41 membership service by members of the system, as provided by  
42 subsection a. of this section.

43 f. For any person who becomes a member of the retirement  
44 system pursuant to P.L.1997, c.19 (C.53:1-8.2 et al.) and is required  
45 to retire pursuant to section 8 of P.L.1965, c.89 (C.53:5A-8) with  
46 less than 20 years of creditable service in the retirement system, and  
47 who retires prior to the effective date of P.L. \_\_\_\_\_, c. (C. \_\_\_\_\_)  
48 (pending before the Legislature as this bill), an amount of service

1 credit transferred or purchased pursuant to subsection b. which  
2 when added to the amount of creditable service in the retirement  
3 system equals 20 years shall be considered creditable service in the  
4 retirement system. Transferred or purchased service credit in  
5 excess of the amount necessary to provide 20 years of creditable  
6 service in the retirement system shall be included in the  
7 computation of a retirement allowance on the basis **【provided in**  
8 **subsection b.】** of one percent of final compensation for each year of  
9 such service credit.

10 g. In the case of a member for whom compensation is defined  
11 in paragraph (2) of subsection u. of section 3 of P.L.1965, c.89  
12 (C.53:5A-3), the retirement system shall credit the member with the  
13 time of all service rendered by the member during the part of any  
14 year that the member was a participant of the Defined Contribution  
15 Retirement Program, pursuant to paragraph (5) of subsection a. of  
16 section 2 of P.L.2007, c.92 (C.43:15C-2) as amended by section 7  
17 of P.L.2010, c.1, and making contributions to that program.<sup>4</sup>  
18 (cf: P.L.2010, c.1, s.19)

19

20 <sup>1</sup>2. Section 8 of P.L.1965, c.89 (C.53:5A-8) is amended to read  
21 as follows:

22 8. a. The Legislature finds and declares that the public health,  
23 safety and welfare require the ongoing health and fitness of all  
24 members of the New Jersey State Police so that they may safely and  
25 efficiently protect the public. The Legislature further finds and  
26 declares that such continued health and fitness cannot be  
27 determined except with reference to age, and therefore finds and  
28 concludes that retirement of all members of the State Police at age  
29 55, except as provided for in subsection c. of this section, shall  
30 constitute a bona fide occupational qualification which is  
31 reasonably necessary to the normal operation of the State Police,  
32 which qualification the Legislature hereby promulgates and  
33 establishes.

34 b. Any member of the retirement system may retire on a  
35 service retirement allowance upon **【the completion of】** having  
36 established at least 20 years of creditable service **【as a State**  
37 **policeman】** in the retirement system, which includes the creditable  
38 service of those members appointed to the Division of State Police  
39 under section 3 of P.L.1983, c.403 (C.39:2-9.3) and the creditable  
40 service of those members appointed to the Division of State Police  
41 under section 1 of P.L.1997, c.19 (C.53:1-8.2). Upon the filing of a  
42 written and duly executed application with the retirement system,  
43 setting forth at what time, not less than one month subsequent to the  
44 filing thereof, he desires to be retired, any such member retiring for  
45 service shall receive a service retirement allowance which shall  
46 consist of:

1 (1) An annuity which shall be the actuarial equivalent of his  
2 aggregate contributions; and

3 (2) A pension in the amount which, when added to the member's  
4 annuity, will provide a total retirement allowance of 50% of his  
5 final compensation.

6 c. Except for the Superintendent of State Police, any member  
7 of the retirement system, including a member appointed to the State  
8 Police under section 3 of P.L.1983, c.403 (C.39:2-9.3) and a  
9 member appointed to the State Police under section 1 of P.L.1997,  
10 c.19 (C.53:1-8.2), who has attained the age of 55 years, shall be  
11 retired forthwith on the first day of the next calendar month  
12 following the effective date of this 1985 amendatory act. Any  
13 member of the retirement system so retired shall receive a service  
14 retirement allowance pursuant to this section or section 27 of  
15 P.L.1965, c.89 (C.53:5A-27), as appropriate.

16 d. Any member of the retirement system who is required to  
17 retire pursuant to subsection c. of this section and who has more  
18 than 20 but fewer than 25 years of creditable service at the time of  
19 retirement shall be entitled to continued health benefits coverage  
20 during retirement as provided in the "New Jersey State Health  
21 Benefits Program Act," P.L.1961, c.49 (C.52:14-17.25 et seq.).  
22 Notwithstanding the provisions of section 8 of P.L.1961, c.49  
23 (C.52:14-17.32) , or any other law enacted prior to the effective  
24 date of P.L.2018, c.63 requiring persons who have retired from  
25 public employment to make contributions toward the cost of health  
26 care benefits coverage in retirement, to the contrary, the State shall  
27 pay in full the premium or periodic charge for the benefits provided  
28 under this subsection to a member retiring under subsection c. of  
29 this section with fewer than 25 years of service credited in the  
30 retirement system, and the member's dependents covered under the  
31 program, but not including survivors. This provision shall be the  
32 sole provision applicable to these specified members of the  
33 retirement system with regard to the obligations of the State for the  
34 payment of premiums and periodic charges and any contributions  
35 toward the cost of health care benefits coverage during retirement  
36 for a retired member and the member's dependents.

37 e. Any member of the retirement system as of the effective date  
38 of P.L.1985, c.175 who is required to retire pursuant to subsection  
39 c. of this section shall be entitled to the retirement allowance  
40 provided for by subsection b. of this section, notwithstanding that  
41 the member shall have fewer than 20 years' creditable service.

42 f. Any member of the retirement system as of the effective date  
43 of P.L.1985, c.175 who is required to retire pursuant to subsection  
44 c. of this section and who has more than 20 but less than 25 years of  
45 creditable service at the time of retirement shall be entitled to the  
46 retirement allowance provided for by subsection b. of this section  
47 plus 3% of his final compensation multiplied by the number of  
48 years of creditable service over 20 but not over 25.



1 g. Upon the receipt of proper proofs of the death of a member  
2 who has retired on a service retirement allowance, there shall be  
3 paid to the member's beneficiary an amount equal to one-half of the  
4 final compensation received by the member.<sup>1</sup>

5 (cf: P.L.2018, c.63, s.1)

6  
7 <sup>1</sup>2. Section 8 of P.L.1965, c.89 (C.53:5A-8) is amended to read  
8 as follows:

9 8. a. The Legislature finds and declares that the public health,  
10 safety and welfare require the ongoing health and fitness of all  
11 members of the New Jersey State Police so that they may safely and  
12 efficiently protect the public. The Legislature further finds and  
13 declares that such continued health and fitness cannot be  
14 determined except with reference to age, and therefore finds and  
15 concludes that retirement of all members of the State Police at age  
16 55, except as provided for in subsection c. of this section, shall  
17 constitute a bona fide occupational qualification which is  
18 reasonably necessary to the normal operation of the State Police,  
19 which qualification the Legislature hereby promulgates and  
20 establishes.

21 b. Any member of the retirement system may retire on a  
22 service retirement allowance upon **the completion of** having  
23 established at least 20 years of creditable service **as a State**  
24 **policeman** in the retirement system, which includes the creditable  
25 service of those members appointed to the Division of State Police  
26 under section 3 of P.L.1983, c.403 (C.39:2-9.3) and the creditable  
27 service of those members appointed to the Division of State Police  
28 under section 1 of P.L.1997, c.19 (C.53:1-8.2). Upon the filing of a  
29 written and duly executed application with the retirement system,  
30 setting forth at what time, not less than one month subsequent to the  
31 filing thereof, he desires to be retired, any such member retiring for  
32 service shall receive a service retirement allowance which shall  
33 consist of:

34 (1) An annuity which shall be the actuarial equivalent of his  
35 aggregate contributions; and

36 (2) A pension in the amount which, when added to the member's  
37 annuity, will provide a total retirement allowance of 50% of his  
38 final compensation.

39 c. Except for the Superintendent of State Police, any member  
40 of the retirement system, including a member appointed to the  
41 State Police under section 3 of P.L.1983, c.403 (C.39:2-9.3) and a  
42 member appointed to the State Police under section 1 of P.L.1997,  
43 c.19 (C.53:1-8.2), who has attained the age of 55 years, shall be  
44 retired forthwith on the first day of the next calendar month  
45 following the effective date of this 1985 amendatory act. Any  
46 member of the retirement system so retired shall receive a service

1 retirement allowance pursuant to this section or section 27 of  
2 P.L.1965, c.89 (C.53:5A-27), as appropriate.

3 d. Any member of the retirement system who is required to  
4 retire pursuant to subsection c. of this section and who has more  
5 than 20 but fewer than 25 years of creditable service at the time of  
6 retirement shall be entitled to continued health benefits coverage  
7 during retirement as provided in the "New Jersey State Health  
8 Benefits Program Act," P.L.1961, c.49 (C.52:14-17.25 et seq.).  
9 Notwithstanding the provisions of section 8 of P.L.1961, c.49  
10 (C.52:14-17.32), the State shall pay the premium or periodic charge  
11 for the benefits provided under this subsection to a member retiring  
12 under subsection c. of this section with fewer than 25 years of  
13 service credited in the retirement system, and the member's  
14 dependents covered under the program, but not including survivors.

15 e. Any member of the retirement system as of the effective date  
16 of P.L.1985, c.175 who is required to retire pursuant to subsection  
17 c. of this section shall be entitled to the retirement allowance  
18 provided for by subsection b. of this section, notwithstanding that  
19 the member shall have fewer than 20 years' creditable service.

20 f. Any member of the retirement system as of the effective date  
21 of P.L.1985, c.175 who is required to retire pursuant to subsection  
22 c. of this section and who has more than 20 but less than 25 years of  
23 creditable service at the time of retirement shall be entitled to the  
24 retirement allowance provided for by subsection b. of this section  
25 plus 3% of his final compensation multiplied by the number of  
26 years of creditable service over 20 but not over 25.

27 g. Upon the receipt of proper proofs of the death of a member  
28 who has retired on a service retirement allowance, there shall be  
29 paid to the member's beneficiary an amount equal to one-half of the  
30 final compensation received by the member.

31 (cf: P.L.2001, c.316, s.1)]<sup>1</sup>

32

33 3. Section 27 of P.L.1965, c.89 (C.53:5A-27) is amended to  
34 read as follows:

35 27. a. Should a member resign after having established 25 years  
36 of creditable service [as a full-time commissioned officer,  
37 noncommissioned officer or trooper of the Division of State Police  
38 or] in the retirement system or as a member appointed to the State  
39 Police under section 3 of P.L.1983, c.403 (C.39:2-9.3) or a member  
40 appointed to the State Police under section 1 of P.L.1997, c.19  
41 (C.53:1-8.2), he may elect "special" retirement; provided that such  
42 election is communicated by such member to the retirement system  
43 by filing a written application, duly attested, stating at what time  
44 subsequent to the execution and filing thereof he desires to be  
45 retired. He shall receive, in lieu of the payment provided in section  
46 26, a retirement allowance which shall consist of:

47 (1) An annuity which shall be the actuarial equivalent of his  
48 aggregate contributions; and

1       (2) A pension in the amount which, when added to the member's  
2 annuity, will provide a total retirement allowance of 65% of his  
3 final compensation, plus 1% of his final compensation multiplied  
4 by the number of years of creditable service over 25, but not over  
5 30.

6       The board of trustees shall retire him at the time specified or at  
7 such other time within one month after the date so specified, as the  
8 board finds advisable.

9       b. Upon the receipt of proper proofs of the death of such a  
10 retired member, there shall be paid to the member's beneficiary an  
11 amount equal to one-half of the final compensation received by the  
12 member.

13 (cf: P.L.1997, c.19, s.11)

14

15       4. This act shall take effect <sup>4</sup>**[immediately]** on the 60th day  
16 following enactment<sup>4</sup>.

17

18

19

20

21       Permits service credit transferred from another State-  
22 administered retirement system to apply toward creditable service  
23 requirement for retirement in SPRS.