

[Second Reprint]

**SENATE, No. 871**

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**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Senator ANTHONY M. BUCCO**

**District 25 (Morris and Passaic)**

**Senator PAUL A. SARLO**

**District 36 (Bergen and Passaic)**

**Assemblywoman YVONNE LOPEZ**

**District 19 (Middlesex)**

**Assemblywoman AURA K. DUNN**

**District 25 (Morris and Passaic)**

**Co-Sponsored by:**

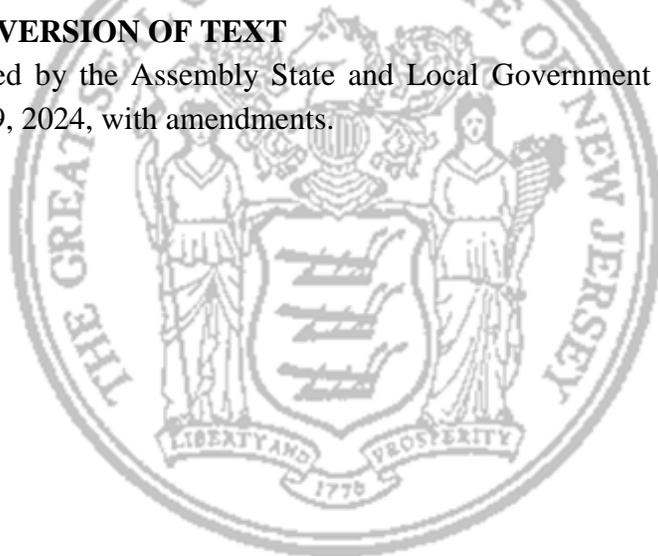
**Assemblywoman Bagolie**

**SYNOPSIS**

Establishes eligibility for enrollment in PERS and subsequent retirement benefits for certain county fire instructors under certain conditions.

**CURRENT VERSION OF TEXT**

As reported by the Assembly State and Local Government Committee on September 19, 2024, with amendments.



**(Sponsorship Updated As Of: 10/28/2024)**

1 AN ACT establishing eligibility for enrollment in PERS and  
2 subsequent retirement benefits for certain county fire instructors  
3 under certain conditions, and supplementing P.L.1954, c.84  
4 (C.43:15A-1 et seq.).

5

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

8

9 1. a. Notwithstanding any law, rule, or regulation to the contrary,  
10 a fire instructor enrolled in the Public Employees' Retirement System  
11 prior to November 1, 2008, and employed by a county on the effective  
12 date of this act, P.L. , c. (C. ) (pending before the  
13 Legislature as this bill), who had continuous membership in the  
14 retirement system, who performed service in the county as a fire  
15 instructor in each calendar year of membership, who received a salary  
16 for that position greater than \$1,500 annually, and who was a  
17 permanent career service employee in the civil service, shall be  
18 granted service credit for that period of enrollment and considered  
19 eligible for membership and for benefits as a member of the retirement  
20 system.

21 b. Any person <sup>2</sup>**【**whose membership in the retirement system was  
22 terminated <sup>1</sup>**or partially terminated<sup>1</sup>】** who was enrolled in the Public  
23 Employees' Retirement System prior to November 1, 2008 for service  
24 in a county as a fire instructor and was notified<sup>2</sup> within <sup>1</sup>**【**three<sup>1</sup> five<sup>1</sup>  
25 years prior to the effective date of this act, P.L. , c. (C. )  
26 (pending before the Legislature as this bill), <sup>2</sup>**【**and who otherwise  
27 qualifies for membership under subsection a. of this section but for the  
28 termination shall be reenrolled in the retirement system <sup>1</sup>under the  
29 same terms in which they were previously enrolled,<sup>1</sup> provided the  
30 person repays any contributions and interest that were returned when  
31 membership was terminated <sup>1</sup>, to reinstate their status prior to any such  
32 action terminating or partially terminating the membership<sup>1</sup>】 that such  
33 service as a fire instructor was determined ineligible for enrollment in  
34 the retirement system shall be granted service credit for that period of  
35 enrollment determined ineligible for membership in the retirement  
36 system, provided the person repays any contributions and interest that  
37 were returned when it was determined that the person was ineligible  
38 for membership in the retirement system<sup>2</sup>.

39

40 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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SBA committee amendments adopted June 24, 2024.

<sup>2</sup>Assembly ASL committee amendments adopted September 19, 2024.