

**CHAPTER 6**  
**DEFINED CONTRIBUTION**  
**RETIREMENT PROGRAM**

**Authority**

N.J.S.A. 43:15C-1.

**Source and Effective Date**

R.2011 d.063, effective January 25, 2011.  
See: 43 N.J.R. 662(a).

**Chapter Expiration Date**

Chapter 6, Defined Contribution Retirement Program, expires on January 25, 2012.

**Chapter Historical Note**

Chapter 6, Consolidated Police and Firemen's Pension Fund, was filed and became effective prior to September 1, 1969. Pursuant to Executive Order No. 66(1978), Chapter 6, Consolidated Police and Firemen's Pension Fund, expired on December 6, 1984.

Chapter 6, Consolidated Police and Firemen's Pension Fund, was adopted as new rules by R.1985 d.37, effective February 19, 1985. See: 16 N.J.R. 2997(b), 17 N.J.R. 475(b).

Pursuant to Executive Order No. 66(1978), Chapter 6, Consolidated Police and Firemen's Pension Fund, was readopted as R.1988 d.579, effective November 22, 1988. See: 20 N.J.R. 2537(a), 20 N.J.R. 3142(a). Pursuant to Executive Order No. 66(1978), Chapter 6 expired on November 22, 1993.

Chapter 6, Consolidated Police and Firemen's Pension Fund, was adopted as new rules by R.1993 d.659, effective December 20, 1993. See: 25 N.J.R. 3946(a), 25 N.J.R. 5942(b).

Pursuant to Executive Order No. 66(1978), Chapter 6, Consolidated Police and Firemen's Pension Fund, was readopted as R.1998 d.583, effective November 23, 1998, and Subchapter 2, Membership, and Subchapter 4, Transfers, were repealed by R.1998 d.583, effective December 21, 1998. See: 30 N.J.R. 3761(b), 30 N.J.R. 4388(a).

Chapter 6, Consolidated Police and Firemen's Pension Fund, was readopted as R.2003 d.352, effective August 7, 2003. See: 35 N.J.R. 2409(a), 35 N.J.R. 4124(b). Chapter 6, Consolidated Police and Firemen's Pension Fund, expired on August 7, 2008.

Chapter 6, Defined Contribution Retirement Program, was adopted as special new rules by R.2011 d.063, effective January 25, 2011. See: Source and Effective Date.

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## SUBCHAPTER 1. ESTABLISHMENT OF PROGRAM

### 17:6-1.1 Program established

This document restates the provisions of the Defined Contribution Retirement Program (the "Program") originally established effective July 1, 2007 by P.L. 2007, c. 92 and amended by P.L. 2007, c. 103; P.L. 2008, c. 89, and P.L. 2010, c. 1; N.J.S.A. 43:1-1 et seq., 43:3C-1, 43:3C-3, 43:3C-4, 43:3C-5, 43:3C-6, 43:3C-8, 43:3C-9, 43:3C-9.1, 43:3C-9.2, 43:3C-9.3, 43:3C-9.4, 43:3C-9.5, 43:3C-9.6, 43:3C-10 and 43:15C-1 et seq.; and N.J.A.C. 17:1. The provisions of N.J.S.A. 43:15C-1 et seq. are incorporated into the Program as if fully set out in this chapter.

### 17:6-1.2 Program consists of three plans

(a) The Defined Contribution Retirement Program (DCRP) consists of three benefit plans: the DCRP Retirement Plan (the "Retirement Plan"), which is a defined contribution retirement plan intended to qualify for favorable Federal income tax treatment under Internal Revenue Code (IRC) § 401(a); the DCRP Group Life Insurance Plan (the "Group Life Insurance Plan"); and the DCRP Group Disability Benefit Plan (the "Group Disability Plan"). Assets held in the Trust under the Program for the Retirement Plan shall not be available for the payment of premiums, benefits or administrative expenses with respect to the Group Life Insurance Plan and/or the Group Disability Plan.

1. DCRP Retirement Plan. The DCRP Retirement Plan is a plan of retirement benefits for the benefit of eligible employees and their beneficiaries. The Retirement Plan is intended to be a tax-qualified defined contribution money purchase pension plan under IRC §§ 401(a) et seq., and is further intended to be a "governmental plan" within the meaning of 29 U.S.C. § 1002(32) and IRC § 414(d). The