

**CHAPTER 4****POLICE AND FIREMEN'S RETIREMENT SYSTEM****Authority**

N.J.S.A. 43:16A-13(7).

**Source and Effective Date**

R.2006 d.130, effective March 10, 2006.  
See: 37 N.J.R. 4521(a), 38 N.J.R. 1578(a).

**Chapter Expiration Date**

In accordance with N.J.S.A. 52:14B-5.1c, Chapter 4, Police and Firemen's Retirement System, expires on September 6, 2011. See: 43 N.J.R. 1177(a).

**Chapter Historical Note**

Chapter 4, Police and Firemen's Retirement System, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 4, Police and Firemen's Retirement System, was readopted as R.1990 d.329, effective June 8, 1990. See: 22 N.J.R. 908(a), 22 N.J.R. 2032(b). Pursuant to Executive Order No. 66(1978), Chapter 4, Police and Firemen's Retirement System, expired on June 8, 1995.

Chapter 4, Police and Firemen's Retirement System, was adopted as new rules by R.1996 d.166, effective April 1, 1996. See: 27 N.J.R. 4270(a), 28 N.J.R. 1873(a).

Pursuant to Executive Order No. 66(1978), Chapter 4, Police and Firemen's Retirement System, was readopted as R.2001 d.66, effective January 25, 2001. See: 32 N.J.R. 4060(a), 33 N.J.R. 684(a).

Chapter 4, Police and Firemen's Retirement System, was readopted as R.2006 d.130, effective March 10, 2006. See: Source and Effective Date. See, also, section annotations.

**CHAPTER TABLE OF CONTENTS****SUBCHAPTER 1. ADMINISTRATION**

- 17:4-1.1 Board meetings
- 17:4-1.2 Fiscal year
- 17:4-1.3 Officers and committees
- 17:4-1.4 Election of active member-trustee
- 17:4-1.5 Certifying officer (employer)
- 17:4-1.6 Records
- 17:4-1.7 Appeal from Board decisions
- 17:4-1.8 Suspension of pension checks
- 17:4-1.9 through 17:4-1.10 (Reserved)
- 17:4-1.11 Proof of age
- 17:4-1.12 Employees; biweekly salaries
- 17:4-1.13 Election of retired member-trustee

**SUBCHAPTER 2. ENROLLMENT**

- 17:4-2.1 Eligible positions
- 17:4-2.2 Compulsory enrollment
- 17:4-2.3 Medical requirements
- 17:4-2.4 Training requirements
- 17:4-2.5 Age requirements
- 17:4-2.6 Enrollment date

**SUBCHAPTER 3. INSURANCE AND DEATH BENEFITS**

- 17:4-3.1 Computation of insurance benefits
- 17:4-3.2 Leave for illness
- 17:4-3.3 (Reserved)
- 17:4-3.4 Survivor benefits

- 17:4-3.5 Beneficiary designation; pension contributions
- 17:4-3.6 Acceptable designations of beneficiaries
- 17:4-3.7 Survivor benefits; establishing dependency

**SUBCHAPTER 4. MEMBERSHIP**

- 17:4-4.1 Creditable compensation
- 17:4-4.2 Prior service
- 17:4-4.3 Continuance of membership; transfer
- 17:4-4.4 Loan tolerance
- 17:4-4.5 Deductions
- 17:4-4.6 Minimum adjustment
- 17:4-4.7 Suspension
- 17:4-4.8 (Reserved)
- 17:4-4.9 Eligibility for loan
- 17:4-4.10 Termination; withdrawal
- 17:4-4.11 Active employment; membership requirement

**SUBCHAPTER 5. PURCHASES AND ELIGIBLE SERVICE**

- 17:4-5.1 Eligibility for purchase
- 17:4-5.2 Service credited from multiple positions
- 17:4-5.3 Optional purchases of eligible service
- 17:4-5.4 Methods of payment
- 17:4-5.5 Reinstatement of membership credit
- 17:4-5.6 Elected officials; continuation of membership
- 17:4-5.7 (Reserved)

**SUBCHAPTER 6. RETIREMENT**

- 17:4-6.1 Applications
- 17:4-6.2 Effective date
- 17:4-6.3 Effective dates; changes
- 17:4-6.4 Outstanding loan
- 17:4-6.5 Willful negligence
- 17:4-6.6 (Reserved)
- 17:4-6.7 Disability determination
- 17:4-6.8 Employment after retirement
- 17:4-6.9 Final compensation
- 17:4-6.10 Employer initiated disability retirement application
- 17:4-6.11 Service or special retirement; eligibility
- 17:4-6.12 Disability retiree; annual medical examinations
- 17:4-6.13 Medical examinations; physicians
- 17:4-6.14 Compulsory retirement
- 17:4-6.15 Employer and employee notices
- 17:4-6.16 Final compensation; salary computation for employees reported on a biweekly basis
- 17:4-6.17 Work-related travel; accidental disability retirement and accidental death benefit coverage
- 17:4-6.18 Waiver

**SUBCHAPTER 7. TRANSFERS**

- 17:4-7.1 Interfund transfers/State-administered retirement systems
- 17:4-7.2 Intrafund transfers; State-administered retirement systems
- 17:4-7.3 (Reserved)

**SUBCHAPTER 1. ADMINISTRATION****17:4-1.1 Board meetings**

(a) The Board of Trustees shall meet on the second Monday of each month or at such other time as may be deemed necessary by the Board.

(b) The chairperson may call for special meetings when necessary.

Amended by R.2001 d.66, effective February 20, 2001.  
See: 32 N.J.R. 4060(a), 33 N.J.R. 684(a).

Rewrote section.

Amended by R.2004 d.105, effective March 15, 2004.  
See: 35 N.J.R. 5350(a), 36 N.J.R. 1359(a).

In (a), inserted "second Monday" for "third Monday".

#### 17:4-1.2 Fiscal year

(a) Fiscal year shall mean the 12-month period of fiscal transactions commencing July 1 and running until June 30 following.

(b) All reports and statements will consider such a fiscal year except special reports not having direct relationship to the financial transactions of the retirement system.

#### 17:4-1.3 Officers and committees

(a) The chairperson, first vice chairperson, and second vice chairperson of the Board will be elected by a majority vote of the members in attendance at the first meeting of July, not less than six members to be present at such meeting.

(b) The chairperson of the Board shall preside at all of its meetings, or in the absence of the chairperson, the first vice chairperson shall assume the chairperson's responsibilities. If both are absent, the second vice chairperson shall assume the chairperson's responsibilities. In the absence of the chairperson and first and second vice chairperson, another member selected by the majority of the members in attendance will preside for that single meeting.

(c) The Director of the Division of Pensions and Benefits shall appoint a qualified employee of the Division to be Secretary of the Board.

(d) The chairperson will appoint such committees from the Board members as deemed necessary to facilitate the Board's operations. Such committee appointments will be for a one year period, commencing each July 1.

Amended by R.2001 d.66, effective February 20, 2001.  
See: 32 N.J.R. 4060(a), 33 N.J.R. 684(a).

Rewrote the section.

Amended by R.2001 d.392, effective November 5, 2001.  
See: 33 N.J.R. 2611(a), 33 N.J.R. 3756(a).

In (a), deleted "and" following "chairperson", inserted ", first" preceding "vice chairperson", and inserted ", and the second vice chairperson" following "vice chairperson"; rewrote (b).

#### 17:4-1.4 Election of active member-trustee

(a) The election procedures as required by N.J.S.A. 43:16A-13 for the election of a police or fire trustee representative to the Police and Firemen's Retirement System (PFRS) Board of Trustees are set forth in this section.

(b) Eligible candidates shall include any active member of the Police and Firemen's Retirement System. Only police

members may seek police seats, and only fire members may seek firefighter seats on the Board of Trustees. All candidates shall comply with any and all requirements as provided by law and these rules. Any candidate who fails to comply with the law and these rules is automatically disqualified as a candidate.

(c) The following apply to election notices:

1. At least nine months prior to the expiration of the term of each elected trustee or immediately upon a vacancy on the Board, a notice shall be prepared and distributed by the Secretary of the Board or a contracted vendor through the certifying officers to each member who is eligible to vote.

2. The election notice shall also:

- i. Advise the member of the election;
- ii. State the position and term to be filled;
- iii. State that nominating petitions are required and that petition forms are available from the Board Secretary at the Division of Pensions and Benefits;
- iv. State the date of the election;
- v. Identify all present members of the Board; and
- vi. Include any other information regarding that election as specified by the Board of Trustees.

3. Election notices shall be forwarded in bulk and in appropriate number to the certifying officer or other appropriate fiscal officer of each employing agency, together with instructions as to who is to receive the notices.

4. A confirmation form shall also be forwarded to each certifying officer or appropriate fiscal officer. Such form shall be returned to the Board Secretary or contracted vendor and shall include documentation of:

- i. Receipt of the notice by the certifying officer or other appropriate fiscal officer; and
- ii. The extent to which the certifying officer or other appropriate fiscal officer has distributed the notice to eligible members.

5. Election notices shall be distributed to each eligible member through the certifying officer of each employing location. Only active members of the PFRS may vote in an election of member-trustee of the Board of Trustees of the PFRS.

(d) The following apply to nominating petitions:

1. Nominating petition forms shall be available at the Office of the Board Secretary of the Police and Firemen's Retirement System.