



State of New Jersey
DEPARTMENT OF THE TREASURY
DIVISION OF PENSIONS AND BENEFITS
(609) 292-7524 TDD (609) 292-7718
www.state.nj.us/treasury/pensions

JAMES E. MCGREEVEY
Governor

Mailing Address:
PO Box 295
Trenton, NJ 08625-0295
Location:
50 West State Street
Trenton, New Jersey

JOHN E. MCCORMAC, CPA
State Treasurer

FREDERICK J. BEAVER
Director

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TO: New Jersey State Legislators
FROM: The State Health Benefits Program
SUBJECT: CHAPTER 308, P.L. 2003

Chapter 308, P.L. 2003, approved by the Legislature on January 12 and signed into law on January 14, 2004, prohibits members of the State Legislature who elect health coverage from their legislative position from having primary health insurance coverage from another public employer.

If you do not have any public employment in New Jersey other than your Legislative position, then Chapter 308 has no impact upon you. If you are now or become employed by another public employer in New Jersey while still a State Legislator, and that employer provides you health benefits coverage, then Chapter 308 will apply to you at that time. Under the provisions of Chapter 308, if you wish to retain the health coverage from your employment in the Legislature, you must waive your health coverage from your other public employment. You may not receive any economic consideration from that public employer for waiving their health coverage as that is also prohibited under Chapter 308. If you waive the health benefits coverage from your Legislative position, then you can accept primary coverage from your other public employer.

Chapter 308 only affects primary coverage, that is, coverage as an active employee or as a retiree in which you are the primary insured. It does not cover health coverage where you are listed as the spouse of the insured.

If you have any questions about this matter, please call the Director's Office of the Division of Pensions and Benefits at (609) 292-3678.

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