

**ASSEMBLY CONCURRENT
RESOLUTION No. 110**

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

SYNOPSIS

Urges Congress to pass legislation that exempts military retirement pay from federal income taxation.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/16/2020)

1 **A CONCURRENT RESOLUTION** respectfully urging Congress to
2 exempt military retirement pay from federal income taxation.

3
4 **WHEREAS**, Retirement payments received by individuals for service in
5 the military that are based on an individual's length of service, or
6 length of service and age, and which are not related to a disability
7 suffered by the individual, are taxable for federal income tax
8 purposes; and

9 **WHEREAS**, Members of the Armed Forces and of the Reserves
10 dedicate years of their lives to the service of this country, often
11 being separated from their families for extended periods, forgoing
12 more lucrative employment, and facing life-threatening dangers;
13 and

14 **WHEREAS**, Generally, 20 years or more of service on active duty in
15 the United States Army, Navy, Air Force, or Marine Corps may
16 qualify an individual for military retirement pay; and

17 **WHEREAS**, Qualifying years of service for purposes of military
18 retirement pay generally include those served in active service,
19 active duty for training, active duty for special work, temporary
20 tour of active duty, full-time National Guard duty, and Active
21 Guard or Reserve time; and

22 **WHEREAS**, Retirement is generally viewed as a time for rest and
23 relaxation and an opportunity to pursue hobbies or interests that
24 were precluded by the demands of full-time employment; and

25 **WHEREAS**, Military retirees face unique challenges, including
26 reassimilating into civilian life, finding affordable housing, re-entry
27 into the civilian job market, and possibly dealing with issues such
28 as post-traumatic stress; and

29 **WHEREAS**, Military retirement pay is distinguishable from a veteran's
30 pension, which is a nontaxable benefit for individuals that have
31 served a requisite number of days in active duty service during
32 wartime, and meet certain other criteria; and

33 **WHEREAS**, Individual states vary in their tax treatment of military
34 retirement pay, and the extent to which they may allow certain
35 retirement pay to be excluded from taxation by the particular state;
36 and

37 **WHEREAS**, In light of their considerable sacrifice, and in recognition
38 of their years of service to the United States and its people,
39 individuals who have served in the Armed Forces or Reserves
40 should be relieved of the burden of federal income taxation of their
41 military retirement pay; now, therefore,

42
43 **BE IT RESOLVED** by the General Assembly of the State of New
44 Jersey (the Senate concurring):

45
46 1. The Legislature of the State of New Jersey respectfully urges
47 Congress to enact legislation that exempts military retirement pay
48 from federal income taxation.

ACR110 MURPHY, BENSON

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2. Copies of this resolution, as filed with the Secretary of State, shall be transmitted by the Clerk of the General Assembly or the Secretary of the Senate to every member of the New Jersey Congressional delegation.

STATEMENT

9 This resolution respectfully urges Congress to enact legislation
10 that exempts military retirement pay from federal income taxation
11 Members of the Armed Forces and of the Reserves dedicate years of
12 their lives to the service of this country, often being separated from
13 their families for extended periods, forgoing more lucrative
14 employment, and facing life-threatening dangers. Generally, 20
15 years or more of service on active duty in the United States Army,
16 Navy, Air Force, or Marine Corps may qualify an individual for
17 military retirement pay.

18 Military retirees face unique challenges, including reassimilating
19 into civilian life, finding affordable housing, re-entry into the
20 civilian job market, and possibly dealing with issues such as post-
21 traumatic stress. In light of their considerable sacrifice, and in
22 recognition of their years of service to the United States and its
23 people, individuals who have served in the Armed Forces or
24 Reserves should be relieved of the burden of federal income
25 taxation of their military retirement pay.