

ASSEMBLY RESOLUTION No. 262

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED JUNE 1, 2021

Sponsored by:

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblywoman CLEOPATRA G. TUCKER

District 28 (Essex)

Co-Sponsored by:

**Assemblymen Benson, Space, Wirths, Freiman, Assemblywoman Swain
and Assemblyman Tully**

SYNOPSIS

Urges passage of federal “Disabled Veterans Tax Termination Act.”

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/24/2021)

AR262 HOUGHTALING, DOWNEY

2

1 AN ASSEMBLY RESOLUTION urging passage of the federal
2 “Disabled Veterans Tax Termination Act.”

3

4 WHEREAS, The State is home to approximately 355,000 U.S. military
5 veterans; and

6 WHEREAS, Under current federal law, a military veteran with a
7 service-connected disability can only claim concurrent retirement
8 and disability pay if the veteran has a service-connected disability
9 rating of 50 percent or higher; and

10 WHEREAS, Disability rating is a percentage assigned by the federal
11 Department of Veterans Affairs to reflect the severity of a veteran’s
12 disability; and

13 WHEREAS, Concurrent retirement and disability pay allows military
14 veterans to claim military retirement pay without having the
15 retirement pay offset by the amount of disability compensation that
16 those veterans receive; and

17 WHEREAS, Under current federal law, a military veteran not receiving
18 concurrent retirement and disability pay has his or her military
19 retirement pay reduced dollar for dollar by the amount received
20 from veteran disability compensation; and

21 WHEREAS, A military veteran who is entitled to both retirement pay
22 and disability compensation should not be subject to a retirement
23 pay reduction for receiving disability compensation; and

24 WHEREAS, The federal “Disabled Veterans Tax Termination Act”
25 would allow a veteran with a disability rating lower than 50 percent
26 to receive concurrent retirement and disability pay; and

27 WHEREAS, Currently, a military veteran under Chapter 61 can only
28 claim concurrent retirement and disability pay if the veteran has at
29 least 20 years of service; and

30 WHEREAS, A Chapter 61 military veteran is one who retires from the
31 military due to a service-connected disability and whose disability
32 rating is 30 percent or higher; and

33 WHEREAS, The federal “Disabled Veterans Tax Termination Act”
34 would allow a military veteran under Chapter 61 with less than 20
35 years of service to receive concurrent retirement and disability pay;
36 and

37 WHEREAS, The federal government should not limit the amount of
38 retirement pay a military veteran receives just because the military
39 veteran also receives disability compensation; now, therefore,

40

41 **BE IT RESOLVED** by the General Assembly of the State of New
42 Jersey:

43

44 1. This House urges the Congress and President of the United
45 States to pass and enact the “Disabled Veterans Tax Termination
46 Act.”

