

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to pension equality.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bradley H. Jones, Jr.	20th Middlesex
Viriato Manuel deMacedo	1st Plymouth
George N. Peterson, Jr.	9th Worcester
Elizabeth Poirier	14th Bristol

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO PENSION EQUALITY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Paragraph (a) of subdivision (2) of section 5 of chapter 32 of the General Laws, as
2 appearing in the 2006 Official Edition, is hereby amended by striking out, in lines 84 to 98
3 inclusive, the words “(a) The normal yearly amount of the retirement allowance for any member
4 classified in Group 1, Group 2 or Group 4, who has paid the full amount of regular deductions on
5 the total amount of regular compensation, including deductions specified in subdivision (3A) of
6 section three, and in paragraph (d) of subdivision (1) of section twenty-two, shall, subject to the
7 limitations set forth in this section, be based on the average annual rate of regular compensation
8 received by such member during any period of three consecutive years of creditable service for
9 which such rate of compensation was the highest, or on the average annual rate of regular
10 compensation received by such member during the period or periods, whether consecutive or
11 not, constituting his last three years of creditable service preceding retirement, whichever is the
12 greater, and shall be computed according to the following table based on the age of such member
13 and his number of years and full months of creditable service at the time of his retirement.” and
14 inserting in place thereof the following words:-

15 (a) For those who entered service prior to January 1, 2010, the normal yearly amount of the
16 retirement allowance for any member classified in Group 1, Group 2 or Group 4, who has paid
17 the full amount of regular deductions on the total amount of regular compensation, including
18 deductions specified in subdivision (3A) of section three, and in paragraph (d) of subdivision (1)
19 of section twenty-two, shall, subject to the limitations set forth in this section, be based on the
20 average annual rate of regular compensation received by such member during any period of three
21 consecutive years of creditable service for which such rate of compensation was the highest, or
22 on the average annual rate of regular compensation received by such member during the period
23 or periods, whether consecutive or not, constituting his last three years of creditable service
24 preceding retirement, whichever is the greater, and shall be computed according to the following
25 table based on the age of such member and his number of years and full months of creditable
26 service at the time of his retirement. For those who entered service on or after January 1, 2010,
27 the normal yearly amount of the retirement allowance for any member classified in Group 1,
28 Group 2 or Group 4, who has paid the full amount of regular deductions on the total amount of
29 regular compensation, including deductions specified in subdivision (3A) of section three, and in
30 paragraph (d) of subdivision (1) of section twenty-two, shall, subject to the limitations set forth
31 in this section, be based on the average annual rate of regular compensation received by such
32 member during all of said member's years of employment, with the average rate of regular
33 compensation for each year adjusted for inflation index from that year to the year of retirement
34 of said member, and shall be computed according to the following table based on the age of such
35 member and his number or years and full months of creditable service at the time of his
36 retirement.