

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Tom Sannicandro

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 creditable service.

PETITION OF:

NAME: _____ | DISTRICT/ADDRESS: _____

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2733 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO CREDITABLE SERVICE.

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.** Subdivision (1) of section 4 of chapter 32 of the General Laws, as appearing in the 2004
2 Official Edition, is hereby amended by adding the following paragraph:

3 Any member in service of the Massachusetts Teachers Retirement System who, immediately preceding the
4 establishment of membership in that system or re-entry into active service in that system, was compensated for
5 service to the commonwealth as a contract employee for any department, agency, board or commission of the
6 commonwealth, may establish as creditable service up to 4 years of that service if the member has 10 years of
7 creditable service with the Massachusetts Teachers Retirement System, and if the job description of the member
8 in the position which the member holds upon entry into service or re-entry into active service is similar to the job
9 description of the position for which the member was compensated as a contract employee for the
10 Commonwealth. No credit shall be allowed until the member has paid into the Massachusetts Teachers
11 Retirement System before any retirement allowance becomes effective for the member, in a lump sum or in
12 installments, upon the terms and conditions that the Massachusetts Teachers Retirement System prescribes,
13 makeup payments of an amount equal to that which would have been withheld as regular deductions for the
14 service as a contract employee if the service had been rendered as a municipal employee and the member had
15 been a member of the Massachusetts Teachers Retirement System, plus buyback interest on that amount. Eligible
16 members who worked part-time as *State* contract employees shall be eligible for creditable service
17 proportionately equal to their part-time service.

18 Upon completion of the payments, the member shall receive the same credit for the period of previous service as a
19 contract employee as would have been allowed if the service had been rendered by the member as a municipal
20 employee. Members in service of the Massachusetts Teachers Retirement System who make application for this
21 creditable service shall, subject to the rules and regulations of the Massachusetts Teachers Retirement System, be

22 notified by the State of their eligibility for creditable service and, if they are eligible, shall also be notified by the
23 Massachusetts Teachers Retirement System that they have the following options: (1) to purchase the service in a
24 lump sum within 180 days after the date of the notice; or (2) to enter into an installment agreement within 180
25 days after the date of the notice to pay for the service. No creditable service shall be allowed under this section
26 unless the member provides documentation of the member's service as a contract employee satisfying the
27 Massachusetts Teachers Retirement requirements.