

**SENATE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Morrissey, Michael (SEN)**

*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 further regulating public retirement systems.

PETITION OF:

NAME:

Morrissey, Michael (SEN)

DISTRICT/ADDRESS:

Norfolk and Plymouth

# The Commonwealth of Massachusetts

\_\_\_\_\_  
In the Year Two Thousand and Nine  
\_\_\_\_\_

## AN ACT FURTHER REGULATING PUBLIC RETIREMENT SYSTEMS.

*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 (c) of subdivision (7) of section 22 of chapter 32 of the General Laws, as  
2 appearing in the 2006 official edition, is hereby amended by inserting at the end thereof the following  
3 sentence:- In any system in which a housing authority is a governmental unit, the amounts to be paid for  
4 the three aforesaid funds of such system for any such fiscal year shall be allocated in the same proportion  
5 as the governmental units' actuarially determined accrued liability pertaining to such governmental units'  
6 employees or retirees bears to the total accrued liability of such system.

7           SECTION 2. Paragraph (a) of subdivision (5) of section 28 of chapter 32 of the General Laws, as so  
8 appearing, is hereby amended by deleting the fourth sentence in its entirety and inserting in place thereof  
9 the following sentence:- The commission shall also notify the county commissioners, the mayor or the  
10 board of selectmen, and the appropriate retirement board as set forth in paragraph (b), of the acceptance  
11 of such sections by the authority and of the date as of which such sections will become operative for its  
12 employees.

13           SECTION 3. Paragraph (b) of subdivision (5) of section 28 of chapter 32 of the General Laws, as so  
14 appearing, is hereby amended by deleting the paragraph in its entirety and inserting in place thereof the  
15 following new paragraph (b):-

16           (b) On and after the date when sections one to twenty-eight, inclusive, become operative for the  
17 employees of any authority as set forth in paragraph (a) of this subsection, such authority must elect, by  
18 vote duly recorded, that the eligible employees of such authority shall become members of the system of  
19 the city or town within whose territory the authority lies, or of the county or regional retirement systems

20 established under the provisions of paragraph (b) of subdivision (3) of this section or section nineteen of  
21 chapter thirty-four B, respectively, within whose territory the authority lies, or of the state employees'  
22 retirement system, in the same manner as if such a system were established for such authority. Any such  
23 authority having previously accepted sections one to twenty-eight, inclusive, the employees of which are  
24 members of the system of the city or town within whose territory the authority lies, may, on or before  
25 December thirty first, two thousand ten, elect, by a vote duly recorded, that the eligible employees of such  
26 authority shall become members of the county or regional system established under the provisions of  
27 paragraph (b) of subdivision (3) of this section or section 19 of chapter 34B, within whose territory the  
28 authority lies, or of the state employee's retirement system. Elections hereunder shall be irrevocable.

29 SECTION 4. Subdivision (5) of section 28 of chapter 32 of the General Laws, as so appearing, is hereby  
30 amended by adding the following new paragraph (b ½):-

31 (b ½) The employees of any authority who, as a result of the election set forth in paragraph (b) become  
32 members of a subsequent retirement system, shall have their accumulated deductions transferred to such  
33 retirement system, and upon receipt, such retirement system shall assume liability for such employees'  
34 retirement benefits, subject to the provisions of paragraph (c) of subdivision (8) of section 3.