

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

McGee, Thomas (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 relative to retirement allowances of certain married persons.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
McGee, Thomas (SEN)	Third Essex and Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01534 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO RETIREMENT ALLOWANCES OF CERTAIN MARRIED PERSONS.

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. Notwithstanding the provisions of any general or specific law to the contrary any
2 person who is receiving a retirement allowance pursuant to sections 1 to 28 of chapter 32 of the
3 general laws and whose retirement allowance was calculated pursuant to Option (c) of chapter 12
4 of said chapter 32, upon adoption of this section by the appropriate retirement board, shall be
5 entitled to a recalculation of his retirement allowance based on an updated mortality table adopted
6 pursuant to section 336 of chapter 149 of the Acts of 2004. Prior to adoption of this section, a
7 retirement system shall conduct an actuarial study to determine the costs and liabilities of
8 recalculating option (c) retirement allowances. Upon adoption of this section, a retirement system
9 shall notify any eligible persons of this option and such persons shall request, in writing, within 180
10 days of such notification, that a recalculation of his retirement allowance be made. Such
11 recalculation may be made retroactively to any date on or after the acceptance of this act, provided
12 that any system responsible for payment of the retirement allowance shall pay to such person, in

13 one lump sum, the difference between the amount paid and the amount due under the

14 recalculated retirement allowance.

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