

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**John A. Hart, 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 Widow's Benefits.**

PETITION OF:

NAME:

John A. Hart, Jr.

DISTRICT/ADDRESS:

First Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S01061 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO WIDOW'S BENEFITS.

*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. Section 1(1) of Chapter 152 of the General Laws, as appearing in the 2006  
2 Official Edition, is hereby amended by adding the following paragraph:

3           Section 1: For the purposes of Section 35C, Section 32, and Section 31, the earnings of the  
4 employee shall be determined as of the date of his last full time employment, irrespective of  
5 whether that employer is subject to this chapter. Notwithstanding the prior voluntary retirement  
6 of the employee, such earnings shall be considered wages upon which the spouse is dependent at  
7 the time of the employee's death.

8           Section 2: For purposes of Section 2A of Chapter 152 of the General Laws, Section 1 of this act,  
9 above, shall be deemed to be procedural in character. “