

HOUSE No. 2040

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 4, 1946.

The committee on Ways and Means to whom was referred the Bill providing for the payment of state employees' accumulated vacation allowance upon death or separation from service (House, No. 1014, changed), report that the same ought to pass in the form of a new draft herewith submitted (House, No. 2040).

For the committee,

ROY C. SMITH.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Six.

AN ACT PROVIDING FOR THE PAYMENT OF ACCUMULATED
VACATION ALLOWANCES OF STATE EMPLOYEES UPON
DEATH OR SEPARATION FROM SERVICE.

1 *Whereas*, One of the principal purposes of this act
2 is to extend, without delay, to state employees the
3 benefits provided for therein, therefore it is hereby
4 declared to be an emergency law, necessary for the
5 immediate preservation of the public convenience.

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

1 Chapter twenty-nine of the General Laws is hereby
2 amended by inserting after section thirty-one the
3 following new section: —

4 *Section 31A.* (a) Upon the death of a state em-
5 ployee who is eligible for vacation under the rules
6 of the commission on administration and finance,
7 payment shall be made in an amount equal to the
8 vacation allowance as earned in the vacation year
9 prior to the employee's death but which had not been
10 granted, and, in addition, that portion of the vacation
11 allowance earned in the vacation year during which
12 the employee died, up to the time of his separation
13 from the payroll; provided, that no monetary or
14 other allowance has already been made therefor. The

15 division of personnel and standardization may, upon
16 request of the appointing officer of the deceased em-
17 ployee, authorize the payment of such compensation
18 upon the establishment of a valid claim therefor,
19 in the following order of precedence:—

20 (b) Employees who are eligible for vacation under
21 the rules of said commission on administration and
22 finance whose services terminated by dismissal,
23 through no fault or delinquency of their own, or by
24 retirement, shall be paid an amount equal to the va-
25 cation allowance as earned in the vacation year prior
26 to such dismissal or retirement which had not been
27 granted, and, in addition, that portion of the vacation
28 allowance earned in the vacation year during which
29 such dismissal or retirement occurred, up to the time
30 of separation; provided, that no monetary or other
31 allowance has already been made therefor.

