

HOUSE No. 1814

By Mr. Boot of Lynn, petition of Edward R. Butterworth further regulating the retirement of certain incapacitated veterans. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE RETIREMENT OF CERTAIN INCAPACITATED VETERANS.

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 56 of chapter 32 of the General
2 Laws is hereby amended by striking out the first
3 paragraph, as most recently amended by section 1
4 of chapter 453 of the acts of 1947, and inserting in
5 place thereof the following paragraph:—

6 A person who has served in the army, navy or
7 marine corps of the United States in the Spanish
8 war or Philippine insurrection between April Twenty-
9 first, eighteen hundred and ninety-eight, and July
10 fourth, nineteen hundred and two, or in the World
11 War between April sixth, nineteen hundred and seven-
12 teen, and November eleventh, nineteen hundred and
13 eighteen, and veterans of World War II and has been
14 honorably discharged from such service or released
15 from active duty therein, in sections fifty-six to sixty,

16 inclusive, called a veteran, who is in the service of the
17 commonwealth, or of any county, city, town or dis-
18 trict thereof, shall be retired, with the consent of the
19 retiring authority, if incapacitated for active service,
20 at one half of the highest regular rate of compensa-
21 tion, including any allowance for maintenance, pay-
22 able to him while he was holding the grade held by
23 him at his retirement, and payable from the same
24 source if he has been in the said service at least ten
25 years, with a further allowance of one per cent for
26 each additional year of service, but not to exceed
27 sixty-five per cent in any case; and further provided
28 that he has reached the age of fifty, and has a total
29 income from all sources, exclusive of such retirement
30 allowance and of any sum received from the govern-
31 ment of the United States as a pension for war service,
32 not exceeding one thousand five hundred dollars.

1 SECTION 2. Said chapter 32 is hereby further
2 amended by striking out section 57, as most recently
3 amended by section 2 of said chapter 453, and insert-
4 ing in place thereof the following section: —

5 *Section 57.* A veteran who has been in the service
6 of the commonwealth, or of any county, city, town
7 or district thereof, for a total period of ten years,
8 may, upon petition to the retiring authority, be re-
9 tired, in the discretion of said authority, from active
10 service, at one half of the highest regular rate of com-
11 pensation, including any allowance for maintenance,
12 payable to him while he was holding the grade held by
13 him at his retirement, and payable from the same
14 source, with a further allowance of one per cent for
15 each additional year of service over ten, but not to ex-
16 ceed sixty-five per cent in any case, if he is found by

17 said authority to have become incapacitated for ac-
18 tive service; provided, that he has a total income, from
19 all sources, exclusive of such retirement allowance
20 and of any sum received from the government of the
21 United States as a pension for war service, not ex-
22 ceeding one thousand five hundred dollars.

The following is a list of the names of the persons who have been
 mentioned in the course of the proceedings, in the order in which
 they were mentioned. The names are given in full, and are
 arranged in alphabetical order. The names of the persons who
 have been mentioned in the course of the proceedings, in the
 order in which they were mentioned, are given in full, and
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