

AN ACT INCREASING CERTAIN BENEFITS FOR ACCIDENTAL DISABILITY RETIREMENT AND PROVIDING ADDITIONAL ACCIDENTAL DEATH BENEFITS, UNDER THE CONTRIBUTORY RETIREMENT LAW. Chap. 446

Be it enacted, etc., as follows:

SECTION 1. Clause (ii) of paragraph (a) of subdivision (2) of section 7 of chapter 32 of the General Laws, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by striking out, in lines 1 and 4, the words "one half" and inserting in place thereof, in each instance, the words: — two thirds, — so as to read as follows: —

G. L. (Ter. Ed.), 32, § 7, etc., amended.

(ii) A yearly amount of pension equal to two thirds of the annual rate of his regular compensation on the date such injury was sustained or such hazard was undergone, or equal to two thirds of the average annual rate of his regular compensation for the twelve-month period for which he last received regular compensation immediately preceding the date his retirement allowance becomes effective, whichever is greater; and

Amount of allowance.

SECTION 2. Subdivision (2) of section 9 of said chapter 32, as so appearing, is hereby amended by striking out, in lines 13 and 16, the words "one half" and inserting in place thereof, in each instance, the words: — two thirds, — so that the first paragraph of subdivision (2) will read as follows: — Upon receipt by the board of proof of the death of any member as set forth in subdivision (1) of this section, the amount of any accumulated total deductions credited to his account in the annuity savings fund or the amount of any cash refund or pro rata payment of allowance due under the provisions of subdivision (2) of section eleven, as the case may be, shall be paid in one sum in accordance with the provisions of such subdivision to his surviving beneficiary or beneficiaries entitled thereto. In addition to any such payment, there shall be paid to such member's dependent beneficiary or beneficiaries, as hereinafter designated in this subdivision, an accidental death benefit allowance to consist of a yearly amount of pension equal to two thirds of the annual rate of regular compensation of such member on the date such injury was sustained or such hazard was undergone, or equal to two thirds of the average annual rate of his regular compensation for the twelve-month period for which he last received regular compensation immediately preceding the date of his death, whichever is greater. Such pension shall become effective as of the date of the death of such member and payments thereunder shall be made as provided for in section thirteen. Such pension shall be subject to the provisions of paragraph (2) (b) of section seven and to the provisions of sections fourteen and fifteen and shall be paid —

G. L. (Ter. Ed.), 32, § 9, etc., amended.

Payment of accumulated deductions, etc., in one sum.

Pension.

SECTION 3. Clause (ii) of paragraph (b) of subdivision (2) of section 26 of said chapter 32, as so appearing, is hereby amended by striking out, in lines 1 and 3, the words "one

G. L. (Ter. Ed.), 32, § 26, etc., amended.

half" and inserting in place thereof, in each instance, the words:— two thirds, — so as to read as follows:—

Amount of
payments.

(ii) A yearly amount of pension equal to two thirds of the annual rate of his regular compensation on the date such illness or injury was incurred, or equal to two thirds of the average annual rate of his regular compensation for the twelve-month period for which he last received regular compensation immediately preceding the date his retirement allowance becomes effective, whichever is greater.

G. L. (Ter.
Ed.), 32, § 26,
etc., amended.

SECTION 4. Said subdivision (2) of said section 26 of said chapter 32, as so appearing, is hereby amended by adding the following paragraph:—

Maximum
amount.

(c) The total normal yearly amount of the retirement allowance of any such member as determined in accordance with the provisions of this subdivision shall not exceed the greater of the annual rate of his regular compensation on the date such injury was sustained or such hazard was undergone, and the average annual rate of his regular compensation for the twelve-month period for which he last received regular compensation immediately preceding the date his retirement allowance becomes effective, anything in this section to the contrary notwithstanding.

Effective
date.

SECTION 5. This act shall take effect as of January first, nineteen hundred and forty-eight.

Approved June 1, 1948.

Chap. 447 AN ACT RELATIVE TO THE COMPENSATION TO BE PAID TO CERTAIN VETERANS OF WORLD WAR II WHO RECEIVED DELAYED PROMOTIONS, AND PROVIDING FOR THE COMPUTATION OF SENIORITY DATES IN CONNECTION WITH CERTAIN PUBLIC OFFICERS AND EMPLOYEES WHOSE RIGHTS WERE PREJUDICED BY THEIR MILITARY OR NAVAL SERVICE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 708 of the acts of 1941, as amended, is hereby further amended by inserting after section 24 the following section:— *Section 24A.* Any permanent employee of the commonwealth or any of its subdivisions who was unable to compete in a competitive promotional examination or whose competitive promotional examination was delayed or postponed because of absence in military or naval service and who after his return from such service takes a qualifying promotional or competitive promotional examination as provided by law and is subsequently permanently promoted as the result of such examination, shall, upon such promotion, receive the rate of compensation which he would have received had his promotion not been delayed by such service.

SECTION 2. Chapter 708 of the acts of 1941, as amended, is hereby further amended by inserting after section 2B the following new section:— *Section 2C.* If a person, whose name was at the time of his entrance into the military or