

HOUSE No. 1803

By Mr. Bessette of New Bedford, petition of Alfred M. Bessette for legislation to give the privilege of retirement for superannuation in cities and towns to persons who have completed forty years of service. Pensions.

The Commonwealth of Massachusetts

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

AN ACT GIVING THE PRIVILEGE OF SUPERANNUATION
RETIREMENT IN CITIES AND TOWNS TO PERSONS WHO
HAVE COMPLETED FORTY YEARS OF SERVICE.

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

1 Paragraph one of subsection (1) of section twenty-
2 nine of chapter thirty-two of the General Laws, as
3 appearing in section one of chapter three hundred
4 and eighteen of the acts of nineteen hundred and
5 thirty-six, is hereby amended by inserting after the
6 word "sixty," in the second line the words: — or who
7 shall have completed forty years of service, — so as
8 to read as follows: — Any member in service who
9 shall have attained age sixty, or who shall have com-
10 pleted forty years of service, upon his own written
11 application to the board shall, or upon that of the
12 head of his department or, if he himself is the head of
13 his department, upon that of the mayor in a city or

14 the board of selectmen in a town, may, be retired for
15 superannuation not less than thirty nor more than
16 ninety days after the filing of such application. A
17 member whose retirement is applied for by the head
18 of his department or by the mayor or selectmen, as
19 the case may be, shall be given a notice in writing of
20 such application forthwith and be given a hearing
21 before the board, if he requests such hearing in writing
22 within ten days of the receipt of such notice. Such
23 hearing shall take place not less than three nor more
24 than fourteen days after request therefor. If the board
25 finds on hearing that the member is able properly to
26 perform his duties it shall thereupon file a copy of its
27 findings with the head of his department or with the
28 mayor or board of selectmen, as the case may be, in
29 which case the member shall not be retired; other-
30 wise, the retirement shall become effective within the
31 time hereinbefore provided.