

To accompany the petition of John J. O'Brien and others for legislation relative to the pensioning of certain reserve and permanent members of police and fire forces of cities and towns. Pensions.

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**The Commonwealth of Massachusetts**

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

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AN ACT RELATIVE TO THE PENSIONING OF CERTAIN RESERVE AND PERMANENT MEMBERS OF POLICE AND FIRE FORCES OF CITIES AND TOWNS.

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

1 Any reserve officer or former reserve officer of a  
2 police or fire department of a city or town affected  
3 by chapter three hundred and twenty-six of the acts  
4 of nineteen hundred and thirty-eight, who has been  
5 required to join any contributory retirement system  
6 established under chapter three hundred and eighteen  
7 of the acts of nineteen hundred and thirty-six, as  
8 amended, and who has been required to make con-  
9 tributions to the annuity savings fund of such system,  
10 may, on his written application filed with the retire-  
11 ment board having administration of such system  
12 within ninety days after the effective date of this  
13 act, cease to be a member of such system, and any  
14 contributions made by him to such annuity savings  
15 fund shall thereupon be refunded to him by such  
16 retirement board.

17 No such reserve officer who was in service as a  
18 reserve officer prior to July first, nineteen hundred  
19 and thirty-six, shall, if hereafter promoted to the  
20 permanent force of his department, be required to  
21 join any contributory retirement system established  
22 under said chapter three hundred and eighteen of  
23 the acts of nineteen hundred and thirty-six, as  
24 amended, or to make contributions to the funds of  
25 such a system.