

SENATE No. 471

To accompany the petition of the Permanent Pension Fund Association, by Julia M. Fitzpatrick, president, for legislation to increase the pension payments to members of the teaching and supervising staff of the public schools of the city of Boston. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE PAYMENT OF PENSIONS TO MEMBERS OF THE TEACHING AND SUPERVISING STAFF OF THE PUBLIC SCHOOLS OF THE CITY OF BOSTON.

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 6 of chapter 589 of the acts of
2 1908, as most recently amended by section 1 of chapter
3 685 of the acts of 1945, is hereby further amended by
4 striking out, in the 8th line, the words "six hundred"
5 and inserting in place thereof the words:— nine
6 hundred,— so as to read as follows:— *Section 6.*
7 In case the amount available in any one year is not
8 sufficient to pay the pensions that have been granted,
9 the amount so available shall be divided pro rata
10 among those to whom pensions have been or may be
11 granted on the basis of the amount of the pension

12 which each is then receiving: provided, that in no
13 case, nor in any year, shall the pension of any person
14 retired after thirty years of service be less than nine
15 hundred dollars.

1 SECTION 2. Section 7 of said chapter 589, as most
2 recently amended by section 2 of chapter 685 of the
3 acts of 1945, is hereby further amended by striking
4 out, in the 16th and 17th lines, the words "six hun-
5 dred dollars nor more than nine hundred dollars"
6 and inserting in place thereof the words:—nine
7 hundred dollars nor more than twelve hundred dol-
8 lars, — and by striking out, after the word "years"
9 in the 24th line, the words "provided, that the annual
10 pension of such person shall be not less than four
11 hundred and eighty dollars" and inserting in place
12 thereof the words:—provided, that the annual
13 pension of such person shall be not less than six hun-
14 dred dollars, — so as to read as follows:— *Section 7.*
15 The school committee of said city, by a majority vote
16 of all its members, may retire with a pension any
17 member of the teaching or supervising staff who shall
18 have attained the age of sixty years, and also any
19 member of the teaching or supervising staff who, in
20 the opinion of the school committee, is incapacitated
21 for further efficient service. If a person so retired
22 has been employed in teaching or supervising in public
23 day schools for a period aggregating thirty years or
24 more, ten years of which shall have been in the employ
25 of the school committee of the city of Boston, such
26 person shall receive an annual pension at the rate of
27 one half of the annual salary paid to him or her at the
28 time of retirement; provided, that in no case shall the
29 pension of any person so retired after thirty years of

30 service be less than nine hundred dollars nor more
31 than twelve hundred dollars. If a person so retired
32 has been employed in teaching or supervising in public
33 day schools for a period aggregating less than thirty
34 years, ten years of which shall have been in the employ
35 of the school committee of the city of Boston, such
36 person shall receive an annual pension which bears
37 the same ratio to the pension provided for on retire-
38 ment after thirty years of service as the total number
39 of years of service of such person bears to thirty years;
40 provided, that the annual pension of such person
41 shall be not less than six hundred dollars. The pension
42 of any teacher retired because of incapacity shall
43 terminate if, and when, in the judgment of the school
44 committee such person's incapacity shall have ceased
45 and he or she shall have been tendered a reappoint-
46 ment in the public schools of the city of Boston. In
47 determining the aggregate length of service of any
48 person retired under the provisions of this act, any
49 period of leave of absence under salary shall be con-
50 sidered as equivalent to an equal amount of teaching
51 service. The treasurer of the city of Boston shall pay
52 pensions under this act in accordance with monthly
53 payrolls prepared and certified to by the school
54 committee. The school committee of the city of Bos-
55 ton shall establish a schedule of pensions in accordance
56 with the provisions of this act. The pensions of per-
57 sons already retired under the provisions of said
58 chapter five hundred and eighty-nine shall be re-
59 established in accordance with the provisions of this
60 act to date from the first day of the calendar month
61 next following the passage of this act; provided,
62 further, that nothing in this act shall be construed
63 to decrease the amount of any pension now being

64 paid to any person under the several acts applying to
65 the teaching or supervising staff in the city of Boston.

1 SECTION 3. This act shall take effect upon its
2 acceptance during the current year by approval of
3 the mayor and by vote of the city council of the city
4 of Boston, subject to the provisions of its charter,
5 but not otherwise.