

HOUSE No. 1257

By Messrs. Doherty of Boston and Kenefick of Lowell, petition of the Massachusetts Federation of Teachers, AFL:CIO, and Gerard F. Doherty for making certain changes in the membership of the teachers' retirement board and requiring certain members thereof to be elected by secret ballot. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT MAKING CERTAIN CHANGES IN THE MEMBERSHIP OF THE TEACHERS' RETIREMENT BOARD AND REQUIRING CERTAIN MEMBERS TO BE ELECTED BY SECRET BALLOT.

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. Chapter 15 of the General Laws is hereby
2 amended by striking out section 16, as most recently amended
3 by section 4 of chapter 658 of the Acts of 1945, and inserting in
4 place thereof the following section:—

5 *Section 16.* There shall be a teachers' retirement board
6 serving in the department for the purpose of administering the
7 teachers' retirement system established under the provisions of
8 chapter thirty-two. Such board shall consist of four members
9 as follows: the commissioner of education who shall be a member
10 ex officio and who shall serve as chairman, and three members
11 who shall be elected for a term of three years by the members in
12 service from among their number. All elections shall be under
13 the supervision of the teachers' retirement board which shall
14 determine the manner in which the elections shall be held,
15 provided, however, that all voting shall be by secret ballot. In
16 case of a vacancy among the elected members, a successor shall
17 be elected in like manner for the balance of the unexpired term.

18 Each member of such retirement board shall continue to hold
19 office until the expiration of his term and the qualification of his
20 successor.

1 SECTION 2. Notwithstanding any provisions to the contrary
2 contained in section one of this act, the membership of the
3 teachers' retirement board shall consist of the following three
4 persons from the effective date of this act until December first,
5 nineteen hundred and sixty: the commissioner who shall be a
6 member ex officio and who shall serve as chairman, and the two
7 persons who were members of the board immediately prior to
8 the effective date of this act. If any vacancy occurs prior to
9 December first, nineteen hundred and sixty, the governor shall
10 appoint a person to serve until the aforesaid date. Seasonably,
11 in nineteen hundred and sixty, the board shall cause an election
12 of three members to be held in accordance with and subject to
13 the provisions of section one of this act, of whom one shall serve
14 for a term of one year, one for a term of two years and one for a
15 term of three years from December first, nineteen hundred and
16 sixty. Thereafter, in every year in which the term of office of a
17 member is to expire, a member shall be seasonably elected for a
18 term of three years from December first of the aforesaid year.