

HOUSE No. 678

By Mr. Driscoll of Boston, petition of The Boston Teachers' Retirement Fund Association relative to the disposition of certain accumulated deductions of deceased members of the teachers' retirement fund of the city of Boston. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE DISPOSITION OF CERTAIN ACCUMULATED DEDUCTIONS OF CERTAIN DECEASED MEMBERS OF THE TEACHERS' RETIREMENT FUND 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 10 of chapter 237 of the acts of 1900, as
2 most recently amended by section 3 of chapter 366 of the acts
3 of 1954, is hereby further amended by striking out the last
4 paragraph and inserting in place thereof the following two
5 paragraphs:—

6 Whenever any teacher not in receipt of an annuity under
7 this act shall die while in the service of said city after having
8 sums retained from his salary for two years or more under
9 section five, any beneficiary nominated in accordance with
10 the provisions of the next paragraph may for his own benefit
11 or, if there is no such beneficiary, the legal representative of
12 the estate of such teacher may for the benefit of said estate,
13 apply in writing to said board of trustees within one year
14 after the death of such teacher to receive one half of the
15 total amount paid by such teacher into the general fund.
16 Said board of trustees may, in their discretion, grant or deny
17 such application in whole or in part. Upon the granting of
18 such application, in whole or in part, by said board of trustees,

19 such beneficiary for his own benefit or said representative
20 for the benefit of said estate, as the case may be, shall be
21 entitled to receive from the general fund, in full release and
22 satisfaction of all claims and rights against the teachers'
23 retirement fund, such sum, not exceeding one-half of the
24 total amount paid by such teacher into the general fund, as
25 may be computed, fixed and granted by said board of trustees.
26 Any teacher in the service of the city, after having sums
27 retained from his salary for two years or more under section
28 five, may, by a writing signed and acknowledged in the same
29 manner as a deed and filed with said board of trustees prior
30 to his death, nominate, and from time to time change, a
31 beneficiary to receive any sum becoming payable under the
32 provisions of the preceding paragraph.

1 SECTION 2. This act shall take effect upon its passage.