

HOUSE No. 3536

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 19, 1965.

The committee on Pensions and Old Age Assistance, to whom was referred the petition (accompanied by bill, House, No. 1390) of John J. Manning for clarification of the state retirement law with regard to the disposition of accounts of deceased members, report the accompanying bill (House, No. 3536).

For the committee,

SAMUEL HARMON.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Five.

AN ACT CLARIFYING THE STATE RETIREMENT LAW WITH REGARD TO THE DISPOSITION OF THE ACCOUNT OF A DECEASED MEMBER.

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. Paragraph (a) of subdivision (2) of section 11 of
2 chapter 32 of the General Laws, as amended by section 1 of
3 chapter 670 of the acts of 1950, is hereby further amended by
4 inserting after the word "twelve", in line 9, the words:— to
5 the provisions of section twelve B.

1 SECTION 2. The last sentence of paragraph (c) of subdivision
2 (2) of section 11 of said chapter 32, as amended by section 6 of
3 chapter 618 of the acts of 1949, is hereby further amended by
4 inserting after the word "option", in line 5, the words:— nor
5 shall any payments be made under this subdivision if a deceased
6 male member is survived by a widow and/or a child or children
7 eligible to receive the allowance provided for in section twelve B,
8 or a deceased female member is survived by a child or children
9 eligible to receive the allowances provided for in section twelve B,
10 unless the widow or person acting for the child or children elects,
11 in lieu of receiving allowances provided for in said section twelve
12 B, to have payment of any moneys due made in accordance with
13 the provisions of this paragraph.

1 SECTION 3. The last paragraph of option (d) of subdivision
2 (2) of section 12 of said chapter 32, as most recently amended by
3 chapter 515 of the acts of 1963, is hereby further amended by
4 striking out the last sentence and inserting in place thereof the
5 following sentence:— A widow, eligible to receive the survivor
6 benefits under this option, who also meets the conditions of
7 eligibility for allowances under section twelve B, may in the
8 alternative, in addition to any existing right of election under this
9 option, elect to receive either the member survivor benefits under
10 this option or the allowances provided by section twelve B.