

By Mr. Saggese of Winthrop, petition of Alfred Saggese, Jr., to clarify the retirement rights of certain members of the contributory retirement system. Public Service.

The Commonwealth of Massachusetts

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

AN ACT CLARIFYING THE RETIREMENT RIGHTS OF CERTAIN MEMBERS OF THE CONTRIBUTORY RETIRMENT SYSTEM.

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 (g) of subdivision (2) of section 3 of
2 chapter 32 of the General Laws is hereby amended by striking out
3 the definition of Group 2, as most recently amended by section 83
4 of chapter 706 of the acts of 1975, and inserting in place thereof
5 the following definition: —

6 *Group 2.* — Public works building police; permanent
7 watershed guards and permanent park police; University of
8 Massachusetts police; employees of the Massachusetts Port
9 Authority, comprising guards, guard sergeants, head guard and
10 chief of waterfront police; officials and employees of the
11 department of public safety having police powers; employees of a
12 municipal department who are employed as fire or police signal
13 operators or signal maintenance repairmen; ambulance attend-
14 ants of a municipal department who are required to respond to
15 fires and perform duties assigned to them; employees of a city or
16 town who are employed as licensed electricians and elevator
17 maintenance men employed by a county; employees of the
18 commonwealth or of any county, regardless of any official
19 classification, except the sheriff, master, deputy master, assistant
20 deputy master and correction officers of county correctional
21 facilities, whose regular and major duties require them to have the
22 care, custody, instruction or other supervision of prisoners, and
23 except court officers of any county appointed for attendance

24 upon the several sessions of the superior court; and employees of
25 the commonwealth or of any county whose regular and major
26 duties require them to have the care, custody, instruction or other
27 supervision of parolees or persons who are mentally ill or
28 mentally defective or defective delinquents or wayward children;
29 provided, that no member who attains age sixty-five while
30 classified in *Group 1* may thereafter be classified in *Group 2*,
31 irrespective of change of employment.

1 SECTION 2. Said paragraph (g) of subdivision (2) of section 3
2 of chapter 32 of the General Laws is hereby further amended by
3 striking out the definition of Group 4, as most recently amended
4 by section 85 of chapter 706 of the acts of 1975, and inserting in
5 place thereof the following definition: —

6 *Group 4.* — Division of law enforcement, office of the secretary
7 of the executive office of environmental affairs; officials and
8 employees of the registry of motor vehicles appointed by the
9 registrar under section twenty-nine of chapter ninety; capitol
10 police; members of the state police detectives appointed under
11 section six of chapter twenty-two, serving in any division of the
12 department of public safety; members of the police force of the
13 metropolitan district commission; employees of the
14 Massachusetts Port Authority at the General Edward Lawrence
15 Logan International Airport, comprising permanent crash
16 crewmen, fire control men, assistant fire control men; members of
17 police and fire departments not classified in *Group 1*; any police
18 officer of the Massachusetts Bay Transportation Authority;
19 employees whose regular compensation is paid by the United
20 States from funds allocated to the Massachusetts National Guard
21 and who are regularly and permanently employed under the
22 control of the military department of the commonwealth and
23 whose duties in such employment require substantially all normal
24 working hours and whose continued employment is based upon
25 federal recognition in the Massachusetts National Guard;
26 employees of a municipal gas or electric generating or distribu-
27 tion plan who are employed as linemen, electric switchboard
28 operators, electric maintenance men, steam engineers, boiler
29 operators, firemen, oilers, mechanical maintenance men, and
30 supervisors of said employees; employees of the department of
31 correction who are employed at any correctional institution or

32 prison camp under the control of said department and who hold
33 the position of correction officer, female correction officer,
34 industrial instructor, recreation officer, assistant industrial shop
35 manager, industrial shop manager, assistant to the supervisor of
36 industries, supervisor of industries, senior correction officer,
37 senior female correction officer, supervising correction officer,
38 supervising female correction officer, prison camp officer, senior
39 prison camp officer, supervising prison camp officer, assistant
40 deputy superintendent or supervising identification agent;
41 employees who hold the position of state hospital steward in the
42 department of correction; the sheriff, master, deputy master,
43 assistant deputy master and correction officers of county
44 correctional facilities; the chief fire warden and district fire
45 wardens in the executive office of environmental affairs; and
46 court officers of any county appointed for attendance upon the
47 several sessions of the superior court.

