

By Mr. McKenna of Springfield, petition of Arthur J. McKenna relative to the mandatory retirement age for members of the uniformed branch of the Division of State Police. Public Service.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-Two.

AN ACT RELATIVE TO THE MANDATORY RETIREMENT AGE OF MEMBERS OF THE UNIFORMED BRANCH OF THE STATE POLICE.

*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 subsection (3) of section 26 of  
2 chapter 32 of the General Laws, as most recently amended by  
3 section 24 of chapter 321 of the acts of 1958, is hereby further  
4 amended by striking out the last sentence and inserting in place  
5 thereof the following sentence: — Any member in service classified  
6 in Group 3 who is an officer appointed under section nine A of  
7 chapter twenty-two and who has performed service in the division  
8 of state police in the department of public safety for not less than  
9 twenty years shall be retired by the state board of retirement upon  
10 his attaining the age fifty or upon the expiration of such twenty  
11 years, whichever last occurs, unless such officer has elected to  
12 continue in service beyond age fifty and the rating board certifies  
13 to the commissioner of public safety upon examination of the  
14 officer when he attains age fifty and annually thereafter, that the  
15 officer is mentally and physically fit to continue in his employ-  
16 ment, but in no event shall any such officer remain in service  
17 beyond the last day of the month in which he attains age fifty-five.  
18 The officer shall make such election during his forty-ninth year  
19 and not less than sixty days before his fiftieth birthday by a writing  
20 filed with the commissioner of public safety.

1 SECTION 2. Paragraph (c) of subdivision (3) of section 26 of  
2 chapter 32 of the General Laws, as most recently amended by

3 section 1 of chapter 463 of the acts of 1963, is hereby further  
4 amended by striking out the second sentence and inserting in place  
5 thereof the following sentence: — Payments under such allowance  
6 shall be made as provided for in section twelve and thirteen and the  
7 normal yearly amount thereof shall be equal to one half of the  
8 average annual rate of his regular compensation during the twelve-  
9 month period of his creditable service immediately preceding the  
10 date his retirement allowance becomes effective; provided, that the  
11 total amount of the allowance shall be increased by one twelfth of  
12 one per cent for each full month of service in excess of twenty  
13 years' service and prior to the last day of the month in which such  
14 member will attain the age of retirement; and provided further,  
15 that the pension allowance of a member retired under the provi-  
16 sions of the last sentence of paragraph (a) of this subdivision who  
17 elected to continue in service beyond age fifty as provided for  
18 therein shall have his pension allowance increased by one twelfth  
19 of one percent for each full month of service after the date on  
20 which he would have been retired had he not made such election.