

The Commonwealth of Massachusetts

MEMORANDUM OF THE MASSACHUSETTS SECRETARY OF STATE IN RESPECT TO THE PETITION OF STANLEY C. ROSENBERG AND JOHN W. OLVER FOR LEGISLATION TO INCREASE THE AMOUNT OF MONEY THE AMHERST POLICE RELIEF ASSOCIATION, INC. MAY PAY FOR DEATH BENEFITS.

April 18, 1990

To The Honorable Senate and
House of Representatives:

On March 28, 1990 the Clerk of the House Committee on Rules transmitted the above referenced petition and bill to me with a request for a memorandum pursuant to General Laws Chapter 3, section 7.

The Amherst Police Relief Association was organized on February 20, 1953. The purpose of the organization was to pay death benefits not exceeding five thousand dollars and disability benefits not exceeding fifty dollars per week to members and past members of the Amherst Police Department.

The charter was amended by Chapter 137 of the Acts of 1960 to authorize the Association to pay a death benefit upon the death of the spouse of any member in good standing. Such death benefit was not to exceed one thousand dollars (\$1,000.00).

On May 29, 1986 the corporation again amended its charter.

The bill before you seeks to increase the death benefits payable to members to a sum not exceeding ten thousand dollars.

The subject of the proposed legislation comes within the purview of the Commissioner of Insurance. It is respectfully suggested that an opinion be sought from that office.

Finally, it appears special legislation is not necessary to accomplish the desired result. Chapter 176, section 6 authorizes a domestic fraternal benefit society to increase the amount of the death benefit payable to members by filing a certificate approved by the Commissioner of Insurance with the state secretary.

It is however within your discretion to accomplish this amendment by legislation.

This office has no opinion on the merits of the bill, and no fee is required to be paid to the Commonwealth pursuant to Chapter 3, section 7 by a corporation of this type.

Respectfully submitted,



Michael J. Connolly
Secretary of State

By Mr. Rosenberg of Amherst, petition of Stanley C. Rosenberg and John W. Olver for legislation to increase the amount of money the Amherst Police Relief Association may pay for death benefits. Insurance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT INCREASING THE AMOUNT OF MONEY THE AMHERST POLICE RELIEF ASSOCIATION MAY PAY FOR DEATH BENEFITS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Notwithstanding any law or regulation to the contrary, the
- 2 Amherst Police Relief Association may pay death benefits not
- 3 exceeding ten thousand dollars.