

# HOUSE . . . . No. 1305

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, May 16, 1929.

The committee on Pensions, to whom was referred the petition (accompanied by bill, House, No. 703) of the Commonwealth Service Association relative to the minimum retirement allowance under the retirement system for state employees, report the accompanying bill (House, No. 1305).

For the committee,

PHILIP H. STACY.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Twenty-Nine.

An Act providing for a Minimum Retirement Allowance of Four Hundred and Eighty Dollars under the State Retirement System in Certain Cases.

*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 five of chapter thirty-two of the General  
2 Laws, as amended by sections three and four of  
3 chapter three hundred and forty-one of the acts of  
4 nineteen hundred and twenty-two, by sections one  
5 and two of chapter two hundred and five of the acts  
6 of nineteen hundred and twenty-three, by sections  
7 one and two of chapter two hundred and forty-four  
8 of the acts of nineteen hundred and twenty-five, by  
9 section two of chapter three hundred of the acts of  
10 nineteen hundred and twenty-six, and by chapter  
11 one hundred and one of the acts of nineteen hun-  
12 dred and twenty-seven, is hereby further amended by  
13 striking out paragraph (2) *E* and inserting in place  
14 thereof the following: —

15 *E. Minimum and Maximum Payments.* Except as  
16 otherwise provided, in no case shall a member, whether  
17 he has elected the form of annuity provided for in  
18 paragraph (2) *B* (a) or (2) *B* (b) of this section, be  
19 retired at such an annual rate of pension as would,  
20 when added to the annual amount which would be  
21 required to be paid from the annuity fund if he had  
22 elected the form of annuity provided for in said

23 paragraph (2) B (a), amount to a total retirement  
24 allowance of less than three hundred dollars in case  
25 the annuity at retirement is computed upon accumu-  
26 lated contributions less than the amount which  
27 contributions for the entire period of membership at  
28 the rate of five per cent, would have provided; or  
29 less than four hundred and eighty dollars in case  
30 the member has completed twenty-five years or more  
31 of service, provided, that the annuity at retirement  
32 is computed upon an amount equal to the sum which  
33 accumulated contributions for the entire period of  
34 membership at the rate of five per cent have provided,  
35 and in no case shall a member who has elected either  
36 of the aforesaid forms of annuity be retired at such an  
37 annual rate of pension as would, when added to the  
38 annual amount which would be required to be paid  
39 from the annuity fund if he had elected the form of  
40 annuity provided for in said paragraph (2) B (a),  
41 amount to a total retirement allowance of more than  
42 one half the average annual rate of his salary or wages  
43 during the five years prior to retirement, or, if such  
44 member resigns or is dismissed prior to the date of  
45 retirement, during the five years prior to such resig-  
46 nation or dismissal. For the purpose of determining  
47 the maximum pension and the maximum annuity  
48 under this section, the rate of salary or wages received  
49 by a member on the date immediately preceding the  
50 period of absence without pay shall be used as the  
51 rate of pay which he would have received during such  
52 absence without pay.

53 All pensions, annuities and average salary during  
54 five years prior to retirement shall be computed  
55 under the preceding sections to the nearest multiple  
56 of twelve.

