

HOUSE No. 5882

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, April 28, 1975.

The committee on Public Service, to whom was recommitted the petition (accompanied by bill, House, No. 3739) of Arthur M. Khoury, Gerard A. Guilmette and Nicholas J. Buglione relative to survivors' benefits for certain full-time students under the contributory retirement law, report recommending that the accompanying bill (House, No. 5882) ought to pass.

For the committee,

RICHARD E. LANDRY.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO SURVIVORS BENEFITS FOR CERTAIN FULL-TIME STUDENTS UNDER THE CONTRIBUTORY RETIREMENT LAW.

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 (b) of subdivision (2) of section 26 of
2 chapter 32 of the General Laws is hereby amended by striking out
3 clause (iii), as most recently amended by chapter 451 of the acts of
4 1961, and inserting in place thereof the following clause: — (iii) A
5 yearly amount of additional pension at the rate of three hundred
6 and twelve dollars for each surviving unmarried child of such
7 member under the age of eighteen or over said age and physically
8 or mentally incapacitated from earning on and after the date such
9 illness was incurred or injury sustained. Such additional pension
10 on account of any such child shall be paid only so long as such
11 child survives, remains unmarried and is under age eighteen or, if
12 over said age, remains physically or mentally incapacitated from
13 earning or, if over said age and under age twenty-one, is a full-
14 time student at an accredited educational institution. The words
15 “full-time student” shall mean a child who is in full-time
16 attendance in an accredited educational institution offering full-
17 time courses of study equivalent to or higher than secondary
18 school study. The words “accredited educational institution” shall
19 mean any school, college, or university that is licensed, approved,
20 or accredited, as the case may be, in the state in which it is
21 located.

1 SECTION 2. The provisions of section one of this act shall
2 take effect as of January first, nineteen hundred and seventy-five,
3 and shall apply to any child who has been receiving children’s
4 benefits as the result of the disability or death, as the case may be,
5 of a member which occurred prior to January first, nineteen
6 hundred and seventy-five.