
[Senate, May 3, 2006 — Pending new draft, offered by Mr. McGee, to Senate, No. 1501, “An Act relative to the Massachusetts Water Resources Authority Employees’ retirement system.”]

The Commonwealth of Massachusetts

In the Year Two Thousand and Six.

AN ACT CHANGING THE MEMBERSHIP OF THE RETIREMENT BOARD OF THE MASSACHUSETTS WATER RESOURCES AUTHORITY EMPLOYEES’ RETIREMENT SYSTEM.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is forthwith to change the membership
3 of the retirement board of the Massachusetts Water Resources
4 Authority Employees’ Retirement System, therefore it is hereby
5 declared to be an emergency law, necessary for the immediate
6 preservation of the public convenience.

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. Section 20 of chapter 32 of the General Laws,
2 as appearing in the 2004 Official Edition, is hereby amended by
3 inserting after subdivision (47/8C) the following subdivision:—

4 (47/8D) (a) The contributory retirement system established for
5 employees of the Massachusetts Water Resources Authority under
6 sections 1 to 28, inclusive, shall be known as, and all of its busi-
7 ness shall be transacted under the name of, the “Massachusetts
8 Water Resources Authority Employees’ Retirement System.”

9 (b) The system shall be managed by a retirement board which
10 shall have the general powers and duties set forth in subdivi-
11 sion (5) of this section. The board shall consist of 5 members as
12 follows: the secretary of the authority who shall be a member ex
13 officio, a second member appointed by the board of directors of
14 the authority for a term of 3 years, a third and fourth member who
15 shall be elected by the members in or retired from service of this
16 system from among their number for a term of 3 years, and a fifth

17 member who shall not be an employee, retiree or official of the
18 government unit and who shall be appointed by the other 4 mem-
19 bers for a term of 3 years. Future elections of the third and fourth
20 members shall be held under the supervision of the retirement
21 board and the term of the third and fourth members shall be so
22 arranged so as not to expire in the year of expiration of the term of
23 the fifth member. If a fifth member is not chosen by the other
24 4 members within 30 days after the expiration of the term of the
25 fifth member, the public employee retirement administration com-
26 mission shall appoint a fifth member for a term of 3 years. Each
27 member of the retirement board shall continue to hold office until
28 the expiration of that member's term and until the qualification
29 of the member's successor. Upon the expiration of the term of
30 office of any elected or appointed member or in case of a vacancy
31 in either of those offices, a successor shall be elected or appointed
32 as provided in this paragraph for a 3-year term or for the unex-
33 pired portion of the term, but in no event shall the term of the
34 third and fourth member expire in the same year as the term of
35 the fifth member.

1 SECTION 2. Subsection (d) of section 7 of chapter 372 of the
2 acts of 1984 is hereby repealed.

1 SECTION 3. The existing members of the retirement board of
2 the Massachusetts Water Resources Authority Retirement System,
3 established under subsection (d) of section 7 of chapter 372 of
4 the acts of 1984, shall become the first, second and third members
5 of the board established by section 1 upon the effective date of
6 this act.