

By Mr. Businger of Brookline, petition of AFSCME Council 93 and John A. Businger relative to an increase of retirement allowances for certain public employees. Public Service.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT ALLOWING FOR THE INCREASE OF RETIREMENT ALLOWANCES FOR CERTAIN PUBLIC EMPLOYEES.

*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 90E of Chapter 32 of the General Laws,  
2 as appearing in the 1990 Official Edition, is hereby amended by  
3 striking out, in lines 3 and 4, the words "or ninety D" and  
4 inserting in place thereof the following words:— , ninety D,  
5 ninety K, ninety L or ninety M.

1 SECTION 2. Chapter 32 of the General Laws is hereby amended  
2 by inserting after section 90J the following three sections:—

3 Section 90K. Any city, town, county or authority which accepts  
4 the provision of this section in the manner hereinafter provided  
5 may, in the case of a city by two-thirds vote of the city council  
6 and with the approval of the mayor, or, in the case of a town, by  
7 two-thirds vote at the annual town meeting, or, in the case of a  
8 county by two-thirds vote of the county advisory board, or, in the  
9 case of any authority by a two-thirds vote of the governing body  
10 of an authority in an authority, increase the retirement allowance  
11 of any former employee thereof who has been retired under any  
12 provision of this chapter or similar provision of earlier law on  
13 account of injuries sustained or of hazard undergone in the perfor-  
14 mance of his duty, to an amount not exceeding sixty percent of the  
15 rate of regular compensation payable to employees of such city,  
16 town, county or authority holding similar positions, at the time of  
17 increasing such allowance, in the same grade or classification  
18 occupied by such former employee at the time of his retirement.

19 Any metropolitan district police officer who has been retired  
20 under any provisions of this chapter or similar provision of earlier  
21 law on account of injuries sustained or of hazard undergone in the  
22 performance of his duty shall have his retirement allowances  
23 increased to an amount not exceeding sixty percent of the rate of  
24 regular compensation payable to state police officers holding sim-  
25 ilar positions, at the time of increasing such allowance, in the  
26 comparable grade or classification, as determined by the personnel  
27 administrator occupied by such former officer at the time of his  
28 retirement.

29 In those cities and towns which accept the provision of this  
30 section, the provisions of section ninety A shall not be applicable.

31 Section 90L. Any city, town, district, county or authority which  
32 accepts the provision of this section in the manner hereinafter pro-  
33 vided may, in the case of a city by two-thirds vote of the city  
34 council and with the approval of the mayor, or in the case of a  
35 town by two-thirds vote at the annual town meeting, or in a dis-  
36 trict by a two-thirds vote of its prudential committee, or in the  
37 case of a county by two-thirds vote of the county advisory board,  
38 or in the case of an authority by two-thirds vote of the governing  
39 body of an authority in an authority, increase the retirement  
40 allowance of any former employee retired under any provision of  
41 this chapter or similar provision of earlier law on account of  
42 superannuation after having served such city, town, district,  
43 county or authority for a period of not less than twenty-five years  
44 to an amount not exceeding sixty percent of the rate of regular  
45 compensation payable to employees of such city, town, district,  
46 county or authority holding similar positions at the time of  
47 increasing such allowance in the same grade or classification  
48 occupied by such former employee at the time of his retirement.

49 In those cities, towns and districts which accept the provisions  
50 of this section, the provisions of sections ninety C and ninety D  
51 shall not be applicable.

52 Section 90M. Any city, town, district, county or authority  
53 which has accepted the provisions of section ninety L and accepts  
54 the provision of this section in the manner hereinafter provided,  
55 may, in the case of a city by a two-thirds vote of the city council  
56 and with the approval of the mayor, or in the case of a town by a  
57 two-thirds vote at the annual town meeting, or in a district by

58 a two-thirds vote of its prudential committee, or in the case of a  
59 county by two-thirds vote of the county advisory board, or in the  
60 case of an authority by two-thirds vote of the governing body of  
61 an authority in an authority, increase the retirement allowance of  
62 any former employee retired under any provision of this chapter  
63 or similar provision of earlier law on account of ordinary  
64 disability after having served such city, town, district, county or  
65 authority for a period of not less than twenty-five years to an  
66 amount not exceeding sixty percent of the rate of regular compen-  
67 sation payable to employees of such city, town, county, authority  
68 or district holding similar positions at the time of increasing such  
69 allowance in the same grade or classification occupied by such  
70 former employee at the time of his retirement.

71 In those cities, towns and districts which accept the provisions  
72 of this section, the provisions of sections ninety C and ninety D  
73 shall not be applicable.

The following is a list of the names of the members of the committee who were appointed to investigate the activities of the various groups and organizations mentioned in the report. The names are listed in alphabetical order of the last name.

Mr. J. Edgar Hoover, Chairman  
 Mr. Clegg  
 Mr. Glavin  
 Mr. Ladd  
 Mr. Nichols  
 Mr. Rosen  
 Mr. Tracy  
 Mr. Carson  
 Mr. Egan  
 Mr. Gurnea  
 Mr. Hendon  
 Mr. Pennington  
 Mr. Quinn  
 Mr. Nease  
 Mr. Gurnea  
 Mr. Hendon  
 Mr. Pennington  
 Mr. Quinn  
 Mr. Nease