

said record, and a copy of the vote authorizing the loan, certified by the town clerk, and a certification by the town clerk that the person whose signature appears upon the note as that of the treasurer was the duly authorized treasurer of the town at the date when such signature was made, and that the persons whose signatures appear upon the note as those of a majority of the selectmen were duly qualified selectmen when such signatures were made, and he shall at the same time forward the fee provided for by section four of this act. If upon examination said director finds that the note appears to have been duly issued in accordance with the vote of the town, and to have been signed by the duly qualified officials thereof, as herein provided, he shall so certify, and the director shall thereupon return the note by registered mail to the treasurer of the town.

SECTION 3. Whenever any note issued by a town within the commonwealth, whether such note was issued before or after the passage of this act, shall have become due and shall have been paid, the town treasurer shall immediately notify the director of the bureau of statistics of such payment, stating the source from which the money to pay the same was obtained.

Director to be notified of payment, etc.

SECTION 4. The director of the bureau of statistics shall establish a reasonable fee to be charged for every note certified, and shall turn over monthly to the treasurer of the commonwealth all such fees.

Fee.

SECTION 5. A town treasurer who violates any provision of this act shall be liable to a fine of not less than one hundred nor more than five hundred dollars.

Penalty.

SECTION 6. This act shall take effect on the first day of January in the year nineteen hundred and eleven.

Time of taking effect.

Approved June 10, 1910.

AN ACT RELATIVE TO THE PAYMENT OF PENSIONS TO THE MEMBERS OF THE TEACHING OR SUPERVISING STAFF OF THE PUBLIC SCHOOLS OF THE CITY OF BOSTON.

Chap. 617

Be it enacted, etc., as follows:

SECTION 1. Section one of chapter five hundred and eighty-nine of the acts of the year nineteen hundred and eight is hereby amended by striking out the words "at a rate not exceeding one hundred and eighty dollars a year",

1903, 539.
§ 1, amended

Payment of pensions to school teachers, etc., in the city of Boston.

1908, 589, § 4, amended.

Appropriations for pension fund, etc.

1908, 589, §§ 6 and 7, amended.

Limit of amount of pensions to be paid, etc.

Proviso.

Certain teachers, etc., may be retired, etc.

in the fifth and sixth lines, so as to read as follows:—
Section 1. The school committee of the city of Boston shall forthwith establish a permanent school pension fund for the payment of pensions as hereinafter set forth to the members of the teaching or supervising staff of the public day schools of the said city.

SECTION 2. Section four of said chapter is hereby amended by adding at the end thereof the words:— Accrued interest not expended during any year shall be available for the payment of pensions during any subsequent year, — so as to read as follows:— *Section 4.* In addition to the amount which the school committee is now authorized by law to appropriate for the support of the public schools of the city, and for other purposes, it shall annually appropriate for the purposes contemplated by this act, and in the same manner in which it makes appropriations for other school purposes, the sum of five cents upon each one thousand dollars of the valuation on which the appropriations of the city council of the city are based, and shall from time to time pay to the treasurer of the permanent pension fund such portions of the proceeds of said five cents upon each one thousand dollars of the valuation aforesaid as, in the opinion of the school committee, will not be needed for the purpose of paying pensions to teachers during that year. Accrued interest not expended during any year shall be available for the payment of pensions during any subsequent year.

SECTION 3. Said chapter is hereby further amended by striking out sections six and seven and inserting in place thereof the following sections:— *Section 6.* The total amount of pensions payable hereunder in any one year shall not exceed the proceeds of the said five cents upon each one thousand dollars of the valuation aforesaid, together with the accrued interest of the permanent fund. In case the amount available in any one year under this act is not sufficient to pay the pensions that have been granted, the amount so available shall be divided pro rata among those to whom pensions have been or may be granted on the basis of the amount of the pension each is then receiving: *provided*, that in no case, nor in any year, shall the pension of any person retired after thirty years of service be less than three hundred and twelve dollars.
Section 7. The school committee of said city, by a majority vote of all its members, may retire with a pension

any members of the teaching or supervising staff of the public day schools of the city of Boston, who shall have attained the age of sixty-five years, and such other members of the teaching or supervising staff of said schools, as, in the opinion of said school committee, shall be incapacitated for further efficient service. If a person so retired has been employed in teaching or supervising in public day schools for a period aggregating thirty years or more, ten years of which shall have been in the employ of the school committee of the city of Boston, such person shall be paid a pension at the annual rate of one third of the annual salary paid to said person at the time of retirement: *provided*, that in no case shall the pension of any person so retired after thirty years of service, be less than three hundred and twelve dollars nor more than six hundred dollars. If a person so retired has been employed in teaching or supervising in the public day schools for a period aggregating less than thirty years, ten years of which shall have been in the employ of the school committee of the city of Boston, said person shall be paid a pension which bears the same ratio to the pension provided for on retirement after thirty years of service as the total number of years of service of said person bears to thirty years. The pension of any teacher retired because of incapacity shall terminate if, and when, in the judgment of the school committee such person's incapacity shall have ceased and said teacher shall have been tendered reappointment in the public schools of the city of Boston. In determining the aggregate length of service of any person retired under the provisions of this act, any period of leave of absence under salary shall be considered as equivalent to an equal amount of teaching service. The treasurer of the city of Boston shall pay pensions under this act in accordance with monthly pay rolls prepared and certified to by the school committee. The school committee of the city of Boston shall establish a schedule of pensions in accordance with the provisions of this act. The pensions of persons already retired under the provisions of said chapter five hundred and eighty-nine shall be re-established in accordance with the provisions of this act to date from the first day of the calendar month next following the passage of this act.

Proviso.

SECTION 4. The school committee of said city during the year nineteen hundred and ten shall grant pensions to

Number of
persons to be
granted

pensions in
1910, etc.

not less than sixty persons, who were annuitants of the Boston Teachers' Retirement Fund Association at the time when said chapter five hundred and eighty-nine took effect or teachers who had retired previous to said time, having taught in the public day schools for a period aggregating thirty years, twenty of which were in the public day schools of the city of Boston, at a rate not less than one hundred and eighty dollars per annum for each person, which shall be payable from the fund established under the provisions of this act, and during each year thereafter such a number of additional persons shall be pensioned as shall be necessary to keep on the roll the names of not less than sixty such persons: *provided*, that all such persons receiving pensions shall hold themselves subject to the call of said school committee to teach in case of need or emergency at the rates of pay current for substitutes at the time when they are so called; and *provided, further*, that no person shall be paid a pension under this section who shall not have made written application therefor to the secretary of said school committee within three months after the passage of this act.

Provisos.

Terms
defined.

SECTION 5. The term "teaching or supervising staff of the public day schools of the city of Boston" as used in this act shall include the superintendent, assistant superintendents, supervisors, assistant supervisors, directors, assistant directors, principals and all other persons permanently employed in giving or supervising instruction in the public schools of the city of Boston, and the principal and the teachers of the Parental School of the city of Boston: *provided*, that all appointments of principals or of teachers in the Parental School of the city of Boston, after the passage of this act, shall be approved by the school committee of the city of Boston, before said principals or teachers begin service.

Proviso.

Repeal.

SECTION 6. All acts and parts of acts inconsistent herewith are hereby repealed.

SECTION 7. This act shall take effect upon its passage.

(*The foregoing was laid before the Governor on the sixth day of June, 1910, and after five days it had "the force of a law", as prescribed by the Constitution, as it was not returned by him with his objections thereto within that time.*)