

By Mr. Conley of Lawrence, petition of Joseph T. Conley for increasing the pensions of certain laborers, foremen, inspectors, mechanics, draw tenders, assistant draw tenders and storekeepers in the employ of certain cities and towns. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Two.

AN ACT INCREASING THE PENSIONS OF CERTAIN LABORERS, FOREMEN, INSPECTORS, MECHANICS, DRAW TENDERS, ASSISTANT DRAW TENDERS AND STOREKEEPERS IN THE EMPLOY OF CERTAIN CITIES AND TOWNS.

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 77 of chapter 32 of the General Laws is
2 hereby amended by striking out paragraph (a), as
3 most recently amended by chapter 243 of the acts of
4 1939, and inserting in place thereof the following:—
5 (a) Any foreman-laborer-mechanic, craftsman, store-
6 keeper and draw tender in the employ of a city or
7 town, except Boston, which accepted chapter five
8 hundred and three of the acts of nineteen hundred
9 and twelve, who has reached the age of sixty and
10 has been in such employ for not less than twenty-
11 five years and has become physically or mentally
12 incapacitated for labor, and any foreman-laborer-
13 mechanic, craftsman, storekeeper and draw tender

14 in the employ of such city or town who has been in
15 such employ for not less than fifteen years and has
16 become physically or mentally incapacitated for labor
17 by reason of any injury received in the performance
18 of his duties for such city or town may, at his request,
19 in cities, with the approval of the mayor, or in towns,
20 with the approval of the selectmen, be retired from
21 service; and if so retired he shall receive from the
22 city or town for the remainder of his life an annual
23 pension equal to two thirds of his annual rate of
24 regular compensation for full-time service as a fore-
25 man-laborer-mechanic, craftsman, storekeeper and
26 draw tender at his retirement. Any foreman-laborer-
27 mechanic, craftsman, storekeeper and draw tender in
28 the employ of such city or town who has reached the
29 age of sixty-five and has been in such employ for not
30 less than twenty-five years, including the time when in-
31 capacitated by reason of sickness or other disability
32 incurred in or arising out of the performance of his
33 duty, not exceeding two years in the aggregate, as
34 certified by a physician in regular standing, shall be
35 retired from service, and shall receive from the city or
36 town an annual pension computed in the manner
37 hereinbefore set forth. No foreman-laborer-mechanic,
38 craftsman, storekeeper and draw tender in the employ
39 of such a city or town shall be eligible for retirement
40 under any method provided in this section unless he
41 has actually been employed by it as a foreman-laborer-
42 mechanic, craftsman, storekeeper and draw tender for
43 at least thirty-two weeks in the aggregate in each of
44 the years of employment required under such method,
45 but this provision shall not affect the deduction of
46 time permitted by the preceding sentence in the case
47 of incapacity by reason of sickness or other disability.