

HOUSE No. 2397

The Commonwealth of Massachusetts

PRESENTED BY:

David L. Flynn

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to Higher Education Final Retroactive Payments to Retirees. .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
David L. Flynn	8th Plymouth
Thomas P. Kennedy	Second Plymouth and Bristol
Christine E. Canavan	10th Plymouth
Joyce A. Spiliotis	12th Essex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2512 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO HIGHER EDUCATION FINAL RETROACTIVE PAYMENTS TO RETIREES. .

*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 15. Employees covered by the terms of the collective bargaining agreements in item 1599-4131
2 of section 2A of Chapter 192 of the Acts of 2006 who, after July 1, 2001, retired or otherwise terminated
3 employment, or the beneficiary of such an employee who died after July 1, 2001, shall be paid, not later than 30
4 days after the effective date of this act, a lump sum amount equal to the difference between: (a) the salary specified
5 in the relevant agreement; and (b) the salary each received for the time they were employed during the period July 1,
6 2001 through June 30, 2002; provided, however, that notwithstanding chapter 32 of the General Laws, the amount of
7 the retirement allowance paid under said chapter 32 to an employee who prior to retirement was covered by the
8 terms of the collective bargaining agreements in said items 1599-4131 of said section 2A of Chapter 192 of the Acts
9 of 2006 and who retired after July 1, 2001, shall be calculated as though the employee's regular compensation for
10 any period of employment from July 1, 2001 through June 30, 2002 had been received by the employee in
11 accordance with such agreement and appropriate retirement deductions withheld. Appropriate adjustments shall be
12 made to an employee's retirement allowance, including payments retroactive to the effective date of retirement.

13 Employees covered by the terms of the collective bargaining agreements in item 1599-4133 of section 2A of
14 Chapter 192 of the Acts of 2006 who, after July 1, 2001, retired or otherwise terminated employment, or the
15 beneficiary of such an employee who died after July 1, 2001, shall be paid, not later than 30 days after the effective
16 date of this act, a lump sum amount equal to the difference between: (a) the salary specified in the relevant
17 agreement; and (b) the salary each received for the time they were employed during the period July 1, 2001 through
18 June 30, 2002; provided, however, that notwithstanding chapter 32 of the General Laws, the amount of the
19 retirement allowance paid under said chapter 32 to an employee who prior to retirement was covered by the terms of
20 the collective bargaining agreements in said item 1599-4133 of said section 2A of Chapter 192 of the Acts of 2006,
21 and who retired after June 30, 2001, shall be calculated as though the employee's regular compensation for any
22 period of employment from July 1, 2001 through July 1, 2002 had been received by the employee in accordance
23 with such agreement and appropriate retirement deductions withheld. Appropriate adjustments shall be made to an
24 employee's retirement allowance, including payments retroactive to the effective date of retirement.