

SENATE No. 1504

The Commonwealth of Massachusetts

PRESENTED BY:

Viriato M. deMacedo

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 adoption of the accompanying bill:

An Act relative to the retroactive application of veterans creditable service.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>	
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>1/29/2019</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>1/31/2019</i>
<i>Michael J. Finn</i>	<i>6th Hampden</i>	<i>1/31/2019</i>
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	<i>1/31/2019</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>	<i>1/31/2019</i>
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>	<i>1/31/2019</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>1/31/2019</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>2/1/2019</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>	<i>2/1/2019</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>2/1/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/1/2019</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>2/1/2019</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>2/1/2019</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/1/2019</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/1/2019</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>	<i>2/1/2019</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>2/1/2019</i>

SENATE No. 1504

By Mr. deMacedo, a petition (accompanied by bill, Senate, No. 1504) of Viriato M. deMacedo, David F. DeCoste, Mathew J. Muratore, Michael J. Finn and other members of the General Court for legislation relative to the retroactive application of veterans creditable service. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1394 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to the retroactive application of veterans creditable service.

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 5 of Chapter 32 of the General Laws as appearing in the 2016
2 Official Edition is hereby amended in subsection (2) in paragraph (b) by inserting at the end
3 thereof the following new sentences:- Upon acceptance of this provision by a retirement system,
4 any member who is a veteran, as defined by clause forty-three of Section 7 of Chapter 4 of the
5 General Laws, as amended by Chapter 116 of the Acts of 2004, and who retired under the
6 provisions of sections 5, 10 (1) and 26 (3) of this chapter, before the effective date of said
7 Chapter 116, without receiving the additional yearly allowance as a veteran provided therein,
8 shall receive such additional yearly allowance as a veteran under paragraph (b) of subsection (2)
9 of section 5 or paragraph (c) of subsection (3) of section 26 of this chapter, whichever is
10 applicable. Acceptance of this provision by a retirement system shall be by a majority vote of the

11 board of each such system, subject to the approval of the legislative body. For the purposes
12 herein, “legislative body” shall mean, in the case of a city, the city council in accordance with its
13 charter, in the case of a town, the town meeting, in the case of a county, the county retirement
14 board advisory council, in the case of a region, the regional retirement board advisory council, in
15 the case of a district, the district members, and, in the case of an authority, the governing body.
16 Acceptance shall be deemed to have occurred upon the filing of a certification of such votes with
17 the commission. For purposes herein, the state teachers’ and state employees’ retirement systems
18 shall be deemed to have accepted this provision.

19 SECTION 2. The provisions of this act shall be prospective from the date of acceptance
20 of this act and shall not entitle a member, who is entitled to benefits under section 1 of this act, to
21 any retroactive benefits.