

HOUSE No. 3856

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 1, 2021.

The committee on Public Service, to whom was referred the joint petition (accompanied by bill, House, No. 2758) of Smitty Pignatelli and Adam G. Hinds (by vote of the town) relative to authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement, reports recommending that the accompanying bill (House, No. 3856) ought to pass.

For the committee,

KENNETH I. GORDON.

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**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement.

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. Notwithstanding any general or special law to the contrary, Town
2 employees who would be subject to mandatory retirement on the last day of the month in which
3 they turn 65 years old pursuant to Chapter 415 of the Acts of 1987, may serve in such position
4 until the age of 70, or until the date of retirement or non-reappointment, whichever occurs first;
5 provided, however that no deductions from regular compensation shall be made under chapter 32
6 of the General Laws subsequent to reaching the age of 65 and upon retirement the employee
7 shall receive a superannuation retirement allowance equal to the allowance that he or she would
8 have been entitled to had he or she retired upon reaching age 65; and provided that the employee
9 is mentally and physically capable of performing the duties of the office. The town may, at the
10 employee’s own expense, require that the employees be examined by an impartial physician
11 designated by them to determine such capability.

12 SECTION 2. This Act shall take effect upon its passage.