

**HOUSE . . . . . No. 45**

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So much of the recommendations of the Department of the State Treasurer (House, No. 25) as relates to the Massachusetts State Employees Retirement System. Public Service.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
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An Act relative to the Massachusetts State Employees Retirement System.

*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. Chapter 25 of the acts of 2009 is hereby amended by striking section 139  
2 and inserting in place thereof the following section:-

3 “SECTION 139. Notwithstanding the provisions of any general or special law to the  
4 contrary, employees of the Massachusetts Department of Transportation as defined in Section 8  
5 of this Act who are hired after the effective date of this act shall become members of the  
6 Massachusetts State Employees’ retirement system, and notwithstanding the provisions of any  
7 general or special law to the contrary including, but not limited to, paragraph (c) of subdivision  
8 (8) of section 3 of chapter 32 of the General Laws, said system shall be responsible for all  
9 liability attributable to said service of such employees. The liabilities attributable to any other  
10 service of such employees shall be recoverable by the commonwealth pursuant to the terms of  
11 paragraph (c) of subdivision (8) of section 3 of chapter 32 of the General Laws.”.

12 SECTION 2. Said chapter 25 of the acts of 2009 is hereby further amended by striking  
13 section 159 and inserting in place thereof the following section:-

14 “SECTION 159. (a) Effective upon the date of dissolution of the Massachusetts  
15 Turnpike Authority: (1) the Massachusetts Turnpike Authority Employees' Retirement System  
16 shall be dissolved ; (2) all members of the Massachusetts Turnpike Authority Employees’  
17 Retirement System shall become members of the Massachusetts State Employees’ Retirement  
18 System; (3) the management of benefits of the dissolved Massachusetts Turnpike Authority  
19 employees' retirement system shall be transferred to the state board of retirement in section 18 of  
20 chapter 10 of the General Laws which board shall have with respect thereto the general powers

21 and duties set forth in subdivision (5) of section 20 of said chapter 32, including the  
22 reimbursement for liabilities attributable to the service of such members with other governmental  
23 units recoverable pursuant to the terms of paragraph (c) of subdivision (8) of section 3 of chapter  
24 32 of the General Laws; (4) all data, files, papers and records and other materials of the  
25 Massachusetts Turnpike Authority retirement board provided for in paragraph (b) of subdivision  
26 (4 1/2) of said section 20 of said chapter 32 shall be transferred to and held by the state board of  
27 retirement; (5) ownership and control of all the assets of the dissolved Massachusetts Turnpike  
28 Authority Employees' Retirement System in the custody of the secretary-treasurer of the  
29 authority shall be transferred to the Pension Reserves Investment Management Board and be  
30 made assets of the Massachusetts State Employees' Retirement System; and (6) the  
31 Massachusetts Turnpike Authority retirement board in said paragraph (b) of subdivision (4 1/2)  
32 of said section 20 of said chapter 32 shall be abolished; provided, however, that the members and  
33 officers thereof shall be authorized to do all such things and take all such action as may be  
34 necessary or desirable to be done or taken by them to effectuate the transfers to be made pursuant  
35 to this section.

36 (b) Effective upon the date of dissolution of the Massachusetts Turnpike Authority, the  
37 payment of all annuities, pensions, retirement allowances and refunds of accumulated total  
38 deductions and of any other benefits granted under the sections 1 to 28, inclusive, of said chapter  
39 32 are hereby made obligations of the commonwealth.”.

40 SECTION 3. Section 1 shall take effect on January 1, 2010.

41 SECTION 4. Section 2 shall take effect on July 1, 2009.