

HOUSE No. 4719

The Commonwealth of Massachusetts

PRESENTED BY:

Ronald Mariano

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 disability retirement of public safety personnel in the city of Quincy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Ronald Mariano</i>	<i>3rd Norfolk</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>
<i>Bruce J. Ayers</i>	<i>1st Norfolk</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>

HOUSE No. 4719

By Mr. Mariano of Quincy, a petition (accompanied by bill, House, No. 4719) of Ronald Mariano and others (with the approval of the mayor and city council) relative to disability retirement benefits for certain public safety personnel in the city of Quincy. Public Service. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the disability retirement of public safety personnel in the city of Quincy.

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 the provisions of any general or special law to the
2 contrary, and in order to promote the public good, the Quincy Retirement Board is hereby
3 authorized and directed to apply the presumptions afforded by Sections 94, 94A & 94B of
4 Chapter thirty-two of the General Laws to certain public safety personnel in the City of Quincy
5 who apply for Accidental Disability Retirement pursuant to Section 7 of Chapter thirty-two of
6 the General Laws.

7 SECTION 2. The presumptions, referenced in Section 1 above, shall be available to any
8 member of the Quincy Fire Department and Quincy Police Department who responded to and
9 performed public safety duties at the Home Depot Fires on May 23, 1995 and May 24, 1995.

10 SECTION 3. The presumptions, referenced in Section 1 above, shall be available to any
11 member of the Quincy Fire Department and Quincy Police Department who responded to and

12 performed public safety duties at the fire and explosion at the MWRA Water Treatment Plant on
13 January 25, 26 and 27 of 2016.

14 SECTION 4. Any member of the Quincy Fire Department or Quincy Police Department
15 who is eligible pursuant to Sections 2 or 3 above, and who becomes disabled due to a cardiac,
16 pulmonary or cancer condition while still an active member or within five years following
17 attaining maximum age, shall be eligible to apply for Accidental Disability Retirement.

18 SECTION 5. The effective retirement date for a member who retires under this Act shall
19 be as follows; If active the effective retirement date shall be in accordance with the provisions of
20 Section 7 of Chapter thirty-two; and, if retired the effective retirement date shall be the date the
21 member is first diagnosed with such cardiac, pulmonary or cancer condition.

22 SECTION 6. The presumptions referenced in Section 1 above, shall be available in the
23 case of an application for Accidental Death Benefits filed pursuant to Section 9 of Chapter thirty-
24 two of the General laws, providing that the deceased member met the eligibility requirements set
25 forth in Sections 2, 3 and 4 above.