

SENATE No. 1117

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas M. McGee

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 pension benefits for widows of disabled public employees.

PETITION OF:

NAME:

Thomas M. McGee

DISTRICT/ADDRESS:

Third Essex and Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01547 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO PENSION BENEFITS FOR WIDOWS OF DISABLED PUBLIC EMPLOYEES.

*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 32 of the General Laws, as appearing in the 2004 Official
2 Edition, is hereby amended by striking section 101 in its entirety and inserting in place thereof
3 the following new section:- Section 101. In the event of the death of any former employee who
4 had been retired under the provisions of this chapter after having been found to be incapacitated
5 for further duty by reason of injuries sustained while in the performance of his duties, or who had
6 been retired for ordinary disability under the provisions of this chapter, under which retirement
7 he was unable to provide for any annual allowance to be paid to his widow at the time of his
8 death, there shall be paid to such widow an annual allowance equal to the retirement allowance
9 established under section 90C 1/2, subject to the provisions of paragraph (e) of section one
10 hundred and two; provided, however, that any allowance payable under this section shall be in
11 the alternative to any allowance to which such widow would be entitled under the provisions of
12 any other section of this chapter. Any allowance which such widow may be receiving or any

13 allowance which she may have potential rights to receive, based on her own service to the
14 commonwealth or any political subdivision thereof, shall not make her ineligible to receive the
15 allowance provided in this section. The allowance provided by this section shall be paid by the
16 same retiring authority and from the same source as the allowance payable to the deceased
17 former employee referred to in this section.