

**SENATE . . . . . No. 1397**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Thomas M. McGee*

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*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 retirement allowances of certain married persons.

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PETITION OF:

NAME:

*Thomas M. McGee*

DISTRICT/ADDRESS:

*Third Essex*

**SENATE . . . . . No. 1397**

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By Mr. McGee, a petition (accompanied by bill, Senate, No. 1397) of Thomas M. McGee for legislation relative to retirement allowances of certain married persons. Public Service.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1251 OF 2013-2014.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act relative to retirement allowances of certain married persons.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Notwithstanding the provisions of any general or specific law to the contrary any person  
2 who is receiving a retirement allowance pursuant to sections 1 to 28 of chapter 32 of the general  
3 laws and whose retirement allowance was calculated pursuant to Option (c) of chapter 12 of said  
4 chapter 32, upon adoption of this section by the appropriate retirement board, shall be entitled to  
5 a recalculation of his retirement allowance based on an updated mortality table adopted pursuant  
6 to section 336 of chapter 149 of the Acts of 2004. Prior to adoption of this section, a retirement  
7 system shall conduct an actuarial study to determine the costs and liabilities of recalculating  
8 option (c) retirement allowances. Upon adoption of this section, a retirement system shall notify  
9 any eligible persons of this option and such persons shall request, in writing, within 180 days of  
10 such notification, that a recalculation of his retirement allowance be made. Such recalculation  
11 may be made retroactively to any date on or after the acceptance of this act, provided that any

12 system responsible for payment of the retirement allowance shall pay to such person, in one  
13 lump sum, the difference between the amount paid and the amount due under the recalculated  
14 retirement allowance.