

SENATE No. 1554

The Commonwealth of Massachusetts

PRESENTED BY:

Eric P. Lesser

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 providing fair and equitable line of duty death benefits for public employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	
<i>José F. Tosado</i>	<i>9th Hampden</i>	<i>1/30/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/12/2019</i>

SENATE No. 1554

By Mr. Lesser, a petition (accompanied by bill, Senate, No. 1554) of Eric P. Lesser, José F. Tosado and Michael O. Moore for legislation to provide fair and equitable line of duty death benefits for public employees. Public Service.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act providing fair and equitable line of duty death benefits for 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. Section 100A of Chapter 32, as amended in section 9 of chapter 5 of the
2 acts of 2017, is hereby further amended by striking subsection (c) in its entirety and inserting in
3 place thereof the following subsection:-

4 (c) The killed in the line of duty benefit shall be a 1-time payment of \$300,000 to the
5 family of a deceased public employee. As used in this section deceased public employee shall
6 mean any public employee working for state or county government, a Massachusetts public
7 higher education institution, a municipality, public school department, or public school district or
8 public authority who, while in the performance of his/her duties and as a result of incident,
9 accident or violence, was killed or sustained injuries which were the direct and proximate cause
10 of his/her death.

11 SECTION 2. Section 100A of chapter 32 is hereby further amended in subsection (d) by
12 replacing each occurrence of the words “public safety employee” in said subsection with the
13 words “public employee”.

14 SECTION 3. Section 16 of chapter 15A, as amended by chapter 283 of the acts of 2016,
15 is hereby amended by striking out the ninth paragraph and inserting in place thereof the
16 following paragraph:-

17 There shall be a public service scholarship program to provide scholarships to the: (i)
18 children and widowed spouses of Massachusetts police officers, firefighters, corrections officers,
19 and public employees working for state or county government, a Massachusetts public higher
20 education institution, a municipality, a public school department, a public school district or a
21 public authority who were killed or died from injuries received while in the performance of their
22 duties, including authorized training duty; (ii) children of prisoners of war or of military or
23 service persons missing in action; and (iii) children of veterans whose service was credited to the
24 commonwealth and who were killed in action or otherwise died as a result of such service. Such
25 scholarships shall be awarded by the council pursuant to its guidelines established to govern this
26 program and shall go to those persons referenced above who are admitted to an institution of
27 higher education in the commonwealth to pursue undergraduate studies. The guidelines shall
28 include, but not be limited to, a waiver of mandatory fees.

29 SECTION 4. Sections 1 through 3, inclusive, shall take effect as of March 10, 2017 and
30 shall apply to applications received by the state board of retirement under section 100A of
31 chapter 32 of the general laws on or after March 10, 2017.