

**SENATE . . . . . No. 1702**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Liz Miranda*

*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 teacher retirement election.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Liz Miranda</i>	<i>Second Suffolk</i>	
<i>Nick Collins</i>	<i>First Suffolk</i>	<i>1/24/2023</i>
<i>Samantha Montaño</i>	<i>15th Suffolk</i>	<i>2/7/2023</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Norfolk</i>	<i>2/7/2023</i>
<i>Lydia Edwards</i>	<i>Third Suffolk</i>	<i>2/8/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>2/8/2023</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>2/8/2023</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/13/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/21/2023</i>
<i>Jacob R. Oliveira</i>	<i>Hampden, Hampshire and Worcester</i>	<i>3/8/2023</i>

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By Ms. Miranda, a petition (accompanied by bill, Senate, No. 1702) of Liz Miranda, Nick Collins, Samantha Montañó, Michael D. Brady and other members of the General Court for legislation relative to teacher retirement election. Public Service.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
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An Act relative to teacher retirement election.

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

1           (a) Notwithstanding the provisions of any general or special law to the contrary, any  
2 member of the teachers retirement system or any teacher who is a member of the Boston  
3 retirement system, who (i) became eligible for membership before July 1, 2001, (ii) began  
4 contributing to either the teachers’ retirement system or the Boston retirement system on or  
5 before July 1, 2001 (iii) did not provide a written election to such retirement system to  
6 participate in the alternative superannuation retirement benefit program established in paragraph  
7 (i) of subdivision (4) of Section 5 of Chapter 32 of the General Laws as appearing in the 2022  
8 Official Edition, shall have a new 1 time opportunity to elect to participate in the alternative  
9 superannuation retirement benefit program.

10           (b) A qualifying member shall make the election provided under subsection (a) on or  
11 after July 1, 2023, but not later than December 31, 2023; provided, however, that a member  
12 entitled to make an election under this section who applies for retirement prior to the foregoing

13 election period shall be given a 1-time opportunity to participate in the alternative  
14 superannuation retirement benefit program prior to retirement.

15 (c) A member who participates in the alternative superannuation retirement benefit  
16 program under this section shall make contributions at the rate of 11 per cent pursuant to section  
17 22 of chapter 32 of the General Laws and may be required to provide make-up contributions at  
18 the rate of 11 per cent, upon such terms and conditions as the relevant retirement system may  
19 require, from the date that such member established membership in the teachers' retirement  
20 system or the Boston retirement system.