

HOUSE No. 2698

By Mr. Quinn of Dartmouth, petition of John F. Quinn relative to authorize retroactive payments to retirees and persons subject to higher education collective bargaining agreements. Public Service.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT TO AUTHORIZE RETROACTIVE PAYMENTS TO RETIREES AND OTHERS OF HIGHER EDUCATION COLLECTIVE BARGAINING AGREEMENTS.

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 any general or special law to the contrary,
2 employees covered by the terms of the collective bargaining agree-
3 ments in item 1599-4131 of Section 2A of Chapter 192 of the Acts
4 of 2006 who, after July 7, 2002, retired or otherwise terminated
5 employment, or the beneficiary of such an employee who died after
6 July 7, 2002, shall be paid, not later than 30 days after the effective
7 date of this act, a lump sum amount equal to the difference
8 between:—

- 9 (a) the salary specified in the relevant agreement; and
- 10 (b) the salary each received for the time they were employed
11 during the period July 1, 2001 through July 6, 2002; provided, how-
12 ever, that notwithstanding Chapter 32 of the General Laws, the
13 amount of the retirement allowance paid under said Chapter 32 to an
14 employee who prior to retirement was covered by the terms of the
15 collective bargaining agreements in said items 1599-4131 of said
16 Section 2A and who retired after July 7, 2002, shall be calculated as
17 though the employee’s regular compensation for any period of
18 employment from July 1, 2001 through July 6, 2002 had been
19 received by the employee in accordance with such agreement and
20 appropriate retirement deductions withheld. Appropriate adjustments
21 shall be made to an employee’s retirement allowance, including pay-
22 ments retroactive to the effective date of retirement.

23 Employees covered by the terms of the collective bargaining
24 agreements in item 1599-4133 of Section 2A of Chapter 192 of the

25 Acts of 2006 who, after July 1, 2002, retired or otherwise terminated
26 employment, or the beneficiary of such an employee who died after
27 July 1, 2002, shall be paid, not later than 30 days after the effective
28 date of this act, a lump sum amount equal to the difference
29 between:—

30 (a) the salary specified in the relevant agreement; and

31 (b) the salary each received for the time they were employed
32 during the period July 1, 2001 through June 30, 2002; provided,
33 however, that notwithstanding Chapter 32 of the General Laws, the
34 amount of the retirement allowance paid under said Chapter 32 to an
35 employee who prior to retirement was covered by the terms of the
36 collective bargaining agreements in said item 1599-4133 of said
37 section 2A and who retired after June 30, 2002, shall be calculated
38 as though the employee's regular compensation for any period of
39 employment from July 1, 2001 through July 1, 2002 had been
40 received by the employee in accordance with such agreement and
41 appropriate retirement deductions withheld. Appropriate adjustments
42 shall be made to an employee's retirement allowance, including pay-
43 ments retroactive to the effective date of retirement.