

# HOUSE . . . . . No. 4221

---

By Mr. Fresolo of Worcester, petition of John P. Fresolo that certain retired veterans be entitled to additional benefits under the public employees non-contributory disability retirement law. Public Service.

---

## The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO NONCONTRIBUTORY RETIREMENT BENEFITS.

*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. Any person retired on an accidental disability who  
2 is receiving a noncontributory retirement allowance and who is a  
3 veteran as defined in Section 1 of Chapter 32, shall receive an addi-  
4 tional yearly retirement allowance of \$15 for each year of creditable  
5 service or fraction thereof, but the total amount of this additional  
6 yearly retirement allowance shall not exceed \$300. This paragraph  
7 shall only take effect upon its acceptance by the majority vote of the  
8 board of a system, subject to the approval of the legislative body.  
9 For purposes of this paragraph, legislative body shall mean in the  
10 case of a city the city council in accordance with its charter, in the  
11 case of a town the town meeting, in the case of a county the county  
12 retirement board advisory council, in the case of a district the district  
13 members, in the case of an authority the governing body and in the  
14 case of a regional retirement system, the regional retirement board  
15 advisory council.

1 SECTION 2. An additional yearly retirement allowance which  
2 would have been payable under Section 1 of this act, if that provi-  
3 sion had been in effect and for which a member in service would  
4 have been eligible at the time of the member's retirement, shall be  
5 paid retroactively to the date of each such veteran's retirement. A  
6 veteran shall be eligible for payment of a retroactive additional  
7 yearly retirement allowance under this section only upon filing an  
8 application no later than 120 days after the effective date of this act,

9 in a form that the appropriate retirement board, as defined in Chapter  
10 32 of the General Laws, shall prescribe. Payment under this section  
11 shall be made in a lump sum or in installments and shall be made in  
12 full within 1 year of the receipt of a completed and satisfactory  
13 application by the board. No payment shall be made under this act  
14 with respect to a person who is deceased. The appropriate retirement  
15 board shall provide reasonable notice to eligible retirees about the  
16 application process prescribed by this section. This section shall  
17 only take effect upon its acceptance by the majority vote of the  
18 board of a system, subject to the approval of the legislative body. For  
19 purposes of this paragraph, legislative body shall mean, in the case  
20 of a city, the city council in accordance with its charter, in the case  
21 of a town, the town meeting, in the case of a county, the county  
22 retirement board advisory council, in the case of a district, the dis-  
23 trict members, in the case of an authority, the governing body and in  
24 the case of a regional retirement system, the regional retirement  
25 board advisory council.