

# SENATE NO. 1517

## **AN ACT** RELATIVE TO PART-TIME HIGHER EDUCATION FACULTY ELIGIBILITY IN THE STATE RETIREMENT SYSTEM

*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 3(2)(d) of Chapter 32, as appearing in the 2002 Official Edition, is  
2 amended by adding the following new paragraph:

3 For purposes of this section and notwithstanding the provisions of this chapter or any other  
4 general or special law, rule or regulation to the contrary, any faculty who teach the equivalent of  
5 at least two three credit courses per semester or four three or more- credit courses per calendar  
6 year at one or more state higher education institution, including a division of continuing  
7 education, regardless of funding source, including but not limited to subsidiary account CC,  
8 shall be considered an employee eligible for membership in the state employees retirement  
9 system and shall earn creditable service for such time.

10 SECTION 2. Section 4(2)(b) of Chapter 32, as appearing in the 2002 Official Edition, is  
11 amended by inserting the following in line 382 after the word “membership,”:

12 provided, that in the case of any faculty employed at one or more state higher education  
13 institution, the Board shall credit as at least one-half year of service, actual service teaching the  
14 equivalent of at least four three- credit courses per calendar year,

15 SECTION 3. Section 4(2)(c) of Chapter 32, as appearing in the 2002 Official Edition, is  
16 amended by adding the following paragraph:

17 For faculty employed at one or more state higher education institution, the Board, in  
18 accordance with the provisions of this section, shall allow credit for any previous period of  
19 service equivalent to teaching at least four three- credit courses per calendar year at one or more  
20 state higher education institution, including a division of continuing education, regardless of  
21 funding source, including but not limited to subsidiary account CC.

22 SECTION 4. Section 1 of Chapter 32, as appearing in the 2002 Official Edition, is amended by  
23 inserting the following sentence in line 405 after the word “fund”:

24 In the case of part-time faculty employed at one or more state higher education institution,  
25 the full salary and wages received for teaching credit courses at one or more state higher  
26 education institution, including a division of continuing education, regardless of funding source,  
27 including but not limited to subsidiary account CC, shall be regarded as regular compensation  
28 and shall be included in the salary on which deductions are to be paid to the annuity savings  
29 fund.

30 SECTION 5. Section 5(1)(m) of Chapter 32, as appearing in the 2002 Official Edition, is  
31 amended by adding the following paragraph:

32 However, notwithstanding any provision of this chapter to the contrary, any part-time  
33 faculty employed at one or more state higher education institution, whose employment first  
34 commenced on or after January first, nineteen hundred and seventy-eight, and who has not

35 completed five or more years of creditable service before the termination of his employment,  
36 shall on the termination of his employment be entitled to a return of his accumulated  
37 deductions. Such return of said accumulated deductions shall be in lieu of any superannuation  
38 retirement allowance provided under this chapter.