

SENATE NO. 1531

AN ACT RELATIVE TO FUNDING THE RETIREMENT SYSTEM OF ABOLISHED COUNTIES

*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. Chapter 34B of the general laws is hereby amended in section 8 by striking
2 paragraph (g) and inserting in place thereof the following:
3 (G) Notwithstanding the provisions of any general or special law to the contrary, the
4 comptroller of the commonwealth shall deposit all funds collected pursuant to this section as
5 follows: until such time as any regional retirement system transfer deficit is paid in full, all
6 monies collected shall be paid to the regional retirement system; thereafter all funds so collected
7 shall be paid to the commonwealth pension liability fund until all unfunded pension liability
8 transferred to the commonwealth pursuant to this act is retired; thereafter all funds so collected
9 shall be deposited in the local aid fund. Notwithstanding the provisions of any general or special
10 law to the contrary, if, after the consideration of assets and liabilities, a county that was
11 abolished on or after June 30, 1998 does not have sufficient net liabilities to create a payment
12 stream that will retire the regional retirement system transfer deficit, the comptroller of the
13 commonwealth is hereby authorized and directed to pay an amount equal to the difference that

14 will be paid and the amount owed from any cash on hand that the county had at the time of its
15 abolition; provided however that if such funds are no longer available, the regional retirement
16 system may apply the amount of the regional retirement transfer deficit against any charges
17 made, pursuant to chapter 32 section 3(8)(c), by state retirement system; provided however, that
18 if a regional retirement system is to seek an offset of charges made pursuant to chapter 32
19 section 3 (8)(c) it must provide to the Public Employee Retirement Administration Commission,
20 the House and Senate Committee on Ways and Means and an independent actuary the
21 assumptions used to determine the regional retirement system transfer deficit and any
22 documents, notes or other correspondence related to said calculation; said independent actuary
23 shall be selected by the Public Employee Retirement Administration Commission from lists
24 provided by the Speaker of the House and President of the Senate, any regional system that
25 wishes to take advantage of this provision shall pay the independent actuary, in advance, for
26 review its assumptions. If the independent actuary finds a significant discrepancy in the
27 calculation of the regional retirement transfer deficit, the regional retirement system shall not be
28 eligible for credit under this provision.

29 The proceeds from the subsequent sale, occurring on or after January 1, 2002, by the
30 commonwealth of any real property transferred from a county to the commonwealth pursuant to
31 this chapter shall be deposited in the commonwealth pension liability fund without further
32 appropriation. Any such deposit shall be in addition to the annual appropriation made to that
33 fund.