

# SENATE NO. 1537

## **AN ACT** AUTHORIZING CERTAIN RETIRED EMPLOYEES CREDITABLE RETIREMENT SERVICE IN THE ARMED FORCES

*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. Paragraph (h) of subdivision (1) of section 4 of chapter 32 of the General Laws, as  
2 appearing in the 2000 Official Edition, is hereby amended by adding the following paragraph:-  
3 Notwithstanding the provisions of this chapter or any other general or special law, rule or regulation to  
4 the contrary, any former member who has been retired under the provisions of this chapter who is a  
5 veteran who served in the armed forces of the United States and who has completed ten or more years  
6 of membership service shall be entitled to credit for active service in the armed services of the United  
7 States; provided, however, that such active service shall not be credited until such member has paid  
8 into the annuity savings fund of such system, in one sum or in installments, upon such terms and  
9 conditions as the board may prescribe, makeup payments, for each year of creditable service sought, of  
10 an amount equal to the ten percent of the regular annual compensation of the member when said  
11 member entered the retirement system; and, provided further that such creditable service shall not be  
12 construed to include service for more than four years; provided, further, that such creditable service  
13 shall not be allowed for any period of active service for which said veteran has received credit

14 pursuant to paragraph (h) of subsection (1) of section 4 of chapter thirty-two of the General Laws or  
15 for which said veteran receives a federal military pension. This act shall apply to Massachusetts  
16 National Guard and Active Reserve personnel, both former and present. Creditable service time, both  
17 enlisted and commissioned may be applied toward retirement on a ration of five years guard service or  
18 five years active service substitutable for each year of active service.

19 SECTION 2.

20 For the retirement system of any political subdivision, the provisions of this act shall take effect on the  
21 effective date of this act by majority vote of the board of such system and by the local legislative body.  
22 For the purposes of this paragraph, local legislative body shall mean a town meeting for a town  
23 system, the city council subject to the provisions of its charter for a city system, the county  
24 commissioners for a county system, the district members for a district system and the governing body  
25 of an authority for an authority system. Acceptance shall be deemed to have occurred upon the filing  
26 of a certification of such vote with the commissioner. Former employees who have been retired under  
27 the provisions of chapter 32 eligible for said creditable service under this act shall make application for  
28 said creditable service within one hundred and eighty days of being notified by the retirement board of  
29 their eligibility after becoming vested in the retirement system, or for currently eligible members,  
30 within one hundred and eighty days of the acceptance of this act by the local legislative body. Terms  
31 used in this act shall have the same meaning as those terms defined in section one of chapter thirty-two  
32 of the General Laws.