

# SENATE NO. 1547

## **AN ACT** RELATIVE TO PENSION BENEFITS FOR WIDOWS OF DISABLED PUBLIC EMPLOYEES

*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 32 of the General Laws, as appearing in the 2004 Official Edition, is hereby  
2 amended by striking section 101 in its entirety and inserting in place thereof the following new  
3 section:-

4 Section 101. In the event of the death of any former employee who had been retired under the  
5 provisions of this chapter after having been found to be incapacitated for further duty by reason of  
6 injuries sustained while in the performance of his duties, or who had been retired for ordinary  
7 disability under the provisions of this chapter, under which retirement he was unable to provide for  
8 any annual allowance to be paid to his widow at the time of his death, there shall be paid to such  
9 widow an annual allowance equal to the retirement allowance established under section 90C 1/2,  
10 subject to the provisions of paragraph (e) of section one hundred and two; provided, however, that any  
11 allowance payable under this section shall be in the alternative to any allowance to which such widow  
12 would be entitled under the provisions of any other section of this chapter. Any allowance which such  
13 widow may be receiving or any allowance which she may have potential rights to receive, based on

14 her own service to the commonwealth or any political subdivision thereof, shall not make her  
15 ineligible to receive the allowance provided in this section. The allowance provided by this section  
16 shall be paid by the same retiring authority and from the same source as the allowance payable to the  
17 deceased former employee referred to in this section.