

# SENATE, No. 2635

[Senate, April 10, 2008 - Substituted by amendment by the Senate (McGee) for Senate, No. 1540 ]

[SIMILAR MATTER FILED DURING PAST SESSION  
SEE NO. OF ]



## The Commonwealth of Massachusetts

IN THE YEAR OF TWO THOUSAND AND SEVEN

### **AN ACT** FURTHER REGULATING THE ESSEX REGIONAL 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. Upon acceptance of this section by majority vote of the Essex  
2 regional retirement board, subject to the approval of the regional retirement board  
3 advisory council, the board shall, notwithstanding paragraph (a) of section 103 of chapter  
4 32 of the General Laws, establish a cost-of-living adjustment calculation. To effectuate  
5 the funding for the change in the base amount, the board shall prepare a supplemental  
6 funding schedule which shall be designed to reduce the actuarial unfunded liability

7 attributable to the increased base amount to zero not later than June 30, 2038. The base  
8 amount upon which the cost-of-living adjustment shall be calculated shall be established  
9 by the board and approved by the advisory council. The board may increase the base  
10 amount by \$2,000 over the amount provided in said section 103 of said chapter 32 in the  
11 first year after the effective date of this section and by increments of \$1,000 in the  
12 following years, subject to approval by the advisory council. Acceptance of this section  
13 shall take effect when the council files its certification of the votes with the public  
14 employees retirement administration commission. A decision to accept this section shall  
15 not be revoked.

16 SECTION 2. Notwithstanding paragraph (g) of section 19 of chapter 34B of the  
17 General Laws, there shall be an Essex regional retirement board advisory council which  
18 shall consist of all the full-time treasurers, elected or appointed, of each town, unit or  
19 district in the Essex regional retirement system. If a town, unit or district does not employ  
20 a full-time treasurer, the highest ranking, full-time executive employee shall be a member  
21 of the Essex regional retirement board advisory council. The members of the advisory  
22 council shall elect a chair from among the members. The council shall meet twice  
23 annually and at the call of the chair. The council shall supervise and certify the  
24 procedures involved in the election of members to the retirement board, as provided in  
25 paragraphs (b) and (h) of said section 19 of said chapter 34B. Upon certification by the  
26 retirement board and the council, the actuary shall be furnished with an estimate of the  
27 expenses and costs of administration of the system for the ensuing year. The actuary shall  
28 annually, not later than December 15, specify by written notice to the council and the  
29 board the amounts required to be paid from the Pension Fund, the Annuity Reserve Fund,

30 the Special Fund for Military Service Credit and the Expense Fund, as provided in  
31 subdivision (7) of section 22 of chapter 32 of the General Laws. The regional retirement  
32 board advisory council, at a meeting specifically called for the purpose, shall elect 1 of its  
33 members, who shall be a member in service in the retirement system, as a member of the  
34 regional retirement board at the expiration of the current member's term, as provided in  
35 clause (2) of paragraph (b) of said section 19 of said chapter 34B.