

PERAC

COMMONWEALTH OF MASSACHUSETTS | PUBLIC EMPLOYEE RETIREMENT ADMINISTRATION COMMISSION

PHILIP Y. BROWN, ESQ., *Chairman*

JOSEPH E. CONNARTON, *Executive Director*

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MEMORANDUM

TO: All Retirement Boards

FROM: Joseph E. Connarton, Executive Director

RE: *PERAC v. CRAB & others*, SJC No. 12331 (February 13, 2018)

DATE: February 20, 2018

By decision dated February 13, 2018, the Supreme Judicial Court (“SJC”) has affirmed a determination of the Contributory Retirement Appeal Board (“CRAB”) that sick leave and vacation leave taken in conjunction with Workers’ Compensation payments shall not be considered regular compensation.

PERAC will issue a more detailed and instructional memorandum in regard to this SJC decision in the very near future, but retirement boards should now advise all payroll officers that, effective immediately, no deductions should be taken from supplemental sick leave and vacation leave payments made to a member who is on Workers’ Compensation.

Any questions about this should be directed to Deputy General Counsel Judith Corrigan at Extension 904.

Attachment: SJC decision in above-captioned case

