HOUSE DOCKET, NO. 2787 FILED ON: 1/16/2015

HOUSE . . . . . No. 2356

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen Kulik

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act regarding teacher retirement.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Stephen Kulik	*1st Franklin*

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HOUSE . . . . . No. 2356

By Mr. Kulik of Worthington, a petition (accompanied by bill, House, No. 2356) of Stephen Kulik for legislation to provide creditable service for retirement purposes for teaching in certain overseas school. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *2385* OF 2013-2014.]

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act regarding teacher retirement.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 32 of the General laws, as appearing in the 2006 official edition is hereby amended by inserting after section 4(p), the following:

(p1/2) Any member of a contributory retirement system who is engaged in a teaching position and holds a certificate issued by the department of education or is exempted from the requirement of certification and who was previously engaged in teaching pupils in any overseas school operated by or receiving assistance from the United States Department of State Office of Overseas Schools or the Department of Defense, or accredited by a United States state education department may, before the date any retirement allowance becomes effective for him, establish such service as creditable service by depositing into the annuity savings fund of the system of which he is a member in one sum, or in installments, upon such terms and conditions as the

11 board may prescribe, an amount equal to five per cent of the compensation received by him
12 during such period of service plus regular interest to the date of such deposit for such previous
13 period, or most recent portion thereof, as he may elect. Payment shall not be made and no credit
14 shall be allowed for such overseas school service in excess of the total service rendered in a
15 public school of the commonwealth to which the member would be entitled to receive credit if he
16 remained in service to age sixty-five, with the maximum credit for service in such overseas
17 schools not to exceed ten years; provided, that no credit shall be allowed and no payment shall be
18 accepted for any service for which the member shall be entitled to receive a retirement
19 allowance, annuity or pension from any other source. Upon completion of such payments, such
20 member shall receive the same credit for such period of his previous non-public school service or
21 portion thereof elected, as would have been allowed had such service been rendered by him in a
22 public school of the commonwealth. Such member shall furnish the board with such information
23 as it shall require to determine the amount to be paid and the credit to be allowed under this
24 paragraph. At the time a retirement allowance becomes due to a member or to a beneficiary
25 under option (d) of subdivision (2) of section twelve, if the service rendered in public schools of
26 the commonwealth on the date either the retirement allowance becomes effective, or on the date
27 the member attained age sixty-five, whichever occurs first, is less than the service in said non-
28 public schools for which the member has paid, credit shall be allowed only for the most recent
29 service rendered in said overseas schools equal to such service rendered in the public schools of
30 the commonwealth and the amount paid for such additional service shall be refunded with
31 accumulated interest, refund to be made only when the retirement allowance becomes due to the
32 member or to the beneficiary under option (d) of subdivision (2) of section twelve, and if it is
33 found that payment has been accepted for any service for which the member is entitled to a

34 retirement allowance, annuity or pension from any other source, the amount paid for such service

35 with accumulated interest shall also be refunded with no retirement credit allowed.