

HOUSE No. 28

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act AN ACT RELATIVE TO DUAL MEMBERSHIP AND REGULAR
COMPENSATION.

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

1 Sub-division (2) of Section 5 of Chapter 32 of the General Laws, as appearing in the
2 2004 Official Edition, is hereby amended by adding the following paragraph—

3 (e) Any person who has been a member of two or more systems, and who, on or after
4 January first, two thousand and ten, has received regular compensation from two or more
5 governmental units, shall, notwithstanding and general or special law to the contrary, upon
6 retirement receive a superannuation retirement allowance to become effective on the date of
7 retirement that is equal to the sum of the benefits calculated pursuant to this section as though the
8 member were retiring solely from each system, provided, however, that the provisions of this
9 paragraph shall not apply to a member who has received part time creditable service in one or
10 more systems and provided, further, that, notwithstanding the provisions of paragraph (c) of sub-
11 division (8) of section 3, each system shall pay the superannuation retirement allowance
12 attributable to membership in that system to the member.