

HOUSE No. 4105

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Authorizing The Government Employers In The County Of Dukes County To Establish A Pooled Other Post –Employment Benefits Trust Fund..

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. Notwithstanding any general or special law to the contrary, the government
2 employers in the County of Dukes County may, at their sole discretion, appropriate funds in
3 order to offset the anticipated costs of premium payments for, or direct payments to, retired
4 employees and the eligible surviving spouses or dependents of deceased employees. These funds
5 shall be credited to a special fund to be known as the Dukes County Pooled Other Post
6 Employment Benefits (OPEB) Trust Fund. Any interest or other income earned by the fund shall
7 be added to and become part of the fund. The Board of Trustees of the Dukes County Pooled
8 OPEB Trust Fund shall be the custodian of the fund, and the Trust Fund shall be governed by the
9 Declaration of Trust of the Dukes County Pooled OPEB Trust Fund.

10 SECTION 2. Each government employer, by a vote of its applicable legislative authority,
11 may vote to join the Dukes County Pooled OPEB Trust Fund at any time after its creation.

12 SECTION 3. This act shall take effect upon its passage.