

SENATE No. 1021

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the definition of a veteran for public retirees.

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. Paragraph (b) of subdivision (2) of section 5 of chapter 32 of the General
2 Laws is hereby amended by inserting at the end thereof the following new sentences:-

3 “Upon acceptance of this provision by a retirement system, any member who is a veteran,
4 as defined by clause forty-third of section 7 of chapter 4 of the General Laws, as amended by
5 chapter 116 of the acts of 2004, and who retired under the provisions of sections 5, 10 (1) and 26
6 (3) of this chapter, before the effective date of said chapter 116, without receiving the additional
7 yearly allowance as a veteran provided therein, shall receive such additional yearly allowance as
8 a veteran under paragraph (b) of subdivision (2) of section 5 or paragraph (c) of subdivision (3)
9 of section 26 of this chapter, whichever is applicable. Acceptance of this provision by a
10 retirement system shall be by a majority vote of the board of each such system, subject to the
11 approval of the legislative body. For the purposes herein, “legislative body” shall mean, in the
12 case of a city, the city council in accordance with its charter, in the case of a town, the town
13 meeting, in the case of a county, the county retirement board advisory council, in the case of a
14 region, the regional retirement board advisory council, in the case of a district, the district

15 members, and, in the case of an authority, the governing body. Acceptance shall be deemed to
16 have occurred upon the filing of a certification of such votes with the commission. For purposes
17 herein, the state teachers' and state employees' retirement systems shall be deemed to have
18 accepted this provision.”