

**SENATE . . . . . No. 1117**

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The Commonwealth of Massachusetts

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**In the Year Two Thousand Nine**  
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An Act relative to pension benefits for widows of disabled public employees..

*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. Chapter 32 of the General Laws, as appearing in the 2004 Official  
2 Edition, is hereby amended by striking section 101 in its entirety and inserting in place thereof  
3 the following new section:- Section 101. In the event of the death of any former employee who  
4 had been retired under the provisions of this chapter after having been found to be incapacitated  
5 for further duty by reason of injuries sustained while in the performance of his duties, or who had  
6 been retired for ordinary disability under the provisions of this chapter, under which retirement  
7 he was unable to provide for any annual allowance to be paid to his widow at the time of his  
8 death, there shall be paid to such widow an annual allowance equal to the retirement allowance  
9 established under section 90C 1/2, subject to the provisions of paragraph (e) of section one  
10 hundred and two; provided, however, that any allowance payable under this section shall be in  
11 the alternative to any allowance to which such widow would be entitled under the provisions of  
12 any other section of this chapter. Any allowance which such widow may be receiving or any  
13 allowance which she may have potential rights to receive, based on her own service to the  
14 commonwealth or any political subdivision thereof, shall not make her ineligible to receive the

15 allowance provided in this section. The allowance provided by this section shall be paid by the  
16 same retiring authority and from the same source as the allowance payable to the deceased  
17 former employee referred to in this section.