

**SENATE . . . . . No. 1155**

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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 certain option C 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. Notwithstanding the provisions of any general or special law to the  
2 contrary, a member, who is receiving a lesser retirement allowance in accordance with the terms  
3 of Option (c) of subdivision (2) of section 12 of chapter 32 of the General Laws, from a  
4 retirement system that accepts the provisions of this act, shall have his retirement allowance  
5 determined according to the table of mortality selected by the commission pursuant to section  
6 336 of chapter 47 of the acts of 2004. Any retirement system may accept the provisions of this  
7 act by a majority vote of the board of each such system, subject to the approval of the legislative  
8 body. For the purposes of this act, "legislative body" shall mean, in the case of a city, the city  
9 council in accordance with its charter, in the case of a town, the town meeting, in the case of a  
10 county, the county retirement board advisory council, in the case of a region, the regional  
11 retirement board advisory council, in the case of a district, the district members, and, in the case  
12 of an authority, the governing body. For purposes of this act, the state teachers' and state  
13 employees' retirement systems shall be deemed to have accepted the provisions of this act.

14           SECTION 2. The provisions of this act shall be prospective from the effective date of  
15 this act and shall not entitle any member or spouse of a deceased member to any retroactive  
16 benefits.