

SENATE No. 1223

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to creditable service..

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. Subdivision 1 of section 4 of chapter 32 of the General Laws, as appearing
2 in the 2004 Official Edition, is hereby amended by inserting after paragraph (s) the following
3 paragraph: -

4 (t) Any member of a contributory retirement system shall, while on leave of absence for
5 the purpose of providing home child care, be considered on leave of absence without pay for the
6 period in which he or she is providing such care; provided, however, that such leave of absence
7 shall not exceed thirty-six months; and, provided further, that the period of time of such leave of
8 absence shall be deemed creditable service for retirement purposes upon said member's
9 depositing into the retirement fund of the system of which he or she is a member the total amount
10 of the payments said member would have paid into the system had he remained in the service
11 during said leave of absence, in one lump sum, or in installments, upon such terms as the board
12 of retirement may prescribe. The provisions of this paragraph shall be effective for the members
13 of the state employees' retirement system and of the teachers' retirement system and for the
14 members of a county retirement system by vote of the county retirement board, subject to the

15 approval of the county retirement board advisory council, of a town retirement system by vote of
16 the town retirement board, subject to approval of the town meeting, of a city retirement system
17 by vote of the city retirement board subject to the approval of the council, and of a district
18 retirement system by vote of the district retirement board, subject to the approval of the district
19 meeting.