

**HOUSE . . . . . No. 2454**

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The Commonwealth of Massachusetts

PRESENTED BY:

*Randy Hunt*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the retirement benefits of John P. Cummings.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Randy Hunt</i>	<i>5th Barnstable</i>	<i>1/21/2011</i>
<i>John P. Cummings</i>	<i>12 Briggs Ave Bourne, MA 02532</i>	

**HOUSE . . . . . No. 2454**

By Mr. Hunt of Sandwich, a petition (accompanied by bill, House, No. 2454) of Randy Hunt and John P. Cummings that the State Board of Retirement be authorized to grant an increased accidental disability retirement allowance to Lieutenant John P. Cummings of the town of Bourne. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 2563 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act relative to the retirement benefits of John P. Cummings.

*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 section 7 of chapter 32 of the General Laws or any other  
2 general or special law to the contrary, and in order to promote the public good, the State Board of  
3 Retirement shall grant an increased accidental disability retirement allowance to Lieutenant John  
4 P. Cummings of the Town of Bourne, who as a result of injuries sustained while in the  
5 performance of his duties on November 7, 1989 is permanently unable to perform the essential  
6 duties of his job and incapacitated for further services as a Correction Office III. John P.  
7 Cummings shall receive a yearly amount of pension of 72% of the rate of compensation which  
8 would have been paid to him had he continued in service as a Correction Officer III of the  
9 Department of Correction which was held by him at the time of his retirement. This disability

10 allowance shall maintain parity with Correction Officer III collective bargaining increases of  
11 pay.

12 SECTION 2. Upon the death of John P. Cummings, leaving Virginia Cummings, his  
13 wife, surviving him, the State Board of Retirement shall pay to her so long as she remains  
14 unmarried, an annuity of the amount of three-fourths of the amount of the pension payable to  
15 him at the time of his death.

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