

HOUSE No. 2465**The Commonwealth of Massachusetts**

PRESENTED BY:

Bradley H. Jones, Jr.

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 pension equality.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|-------------------------------|-----------------------|------------------|
| <i>Bradley H. Jones, Jr.</i> | <i>20th Middlesex</i> | <i>1/20/2011</i> |
| <i>Donald F. Humason, Jr.</i> | <i>4th Hampden</i> | <i>1/27/2011</i> |
| <i>Marc T. Lombardo</i> | <i>22nd Middlesex</i> | <i>1/28/2011</i> |
| <i>Angelo L. D'Emilia</i> | <i>8th Plymouth</i> | <i>2/1/2011</i> |
| <i>Randy Hunt</i> | <i>5th Barnstable</i> | <i>2/2/2011</i> |
| <i>Geoff Diehl</i> | <i>7th Plymouth</i> | <i>2/2/2011</i> |
| <i>F. Jay Barrows</i> | <i>1st Bristol</i> | <i>2/2/2011</i> |
| <i>Shaunna O'Connell</i> | <i>3rd Bristol</i> | <i>2/2/2011</i> |
| <i>Susan Williams Gifford</i> | <i>2nd Plymouth</i> | <i>2/2/2011</i> |
| <i>George T. Ross</i> | <i>2nd Bristol</i> | <i>2/3/2011</i> |
| <i>Daniel K. Webster</i> | <i>6th Plymouth</i> | <i>2/3/2011</i> |
| <i>Todd M. Smola</i> | <i>1st Hampden</i> | <i>2/3/2011</i> |
| <i>Kevin J. Kuros</i> | <i>8th Worcester</i> | <i>2/3/2011</i> |
| <i>Ryan C. Fattman</i> | <i>18th Worcester</i> | <i>2/3/2011</i> |
| <i>Sheila C. Harrington</i> | <i>1st Middlesex</i> | <i>2/3/2011</i> |
| <i>Daniel B. Winslow</i> | <i>9th Norfolk</i> | <i>2/4/2011</i> |
| <i>Kimberly N. Ferguson</i> | <i>1st Worcester</i> | <i>2/4/2011</i> |
| <i>Matthew A. Beaton</i> | <i>11th Worcester</i> | <i>2/4/2011</i> |

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|--------------------------------|----------------------|------------------|
| <i>Nicholas A. Boldyga</i> | <i>3rd Hampden</i> | <i>2/4/2011</i> |
| <i>Steven L. Levy</i> | <i>4th Middlesex</i> | <i>2/4/2011</i> |
| <i>Paul K. Frost</i> | <i>7th Worcester</i> | <i>2/4/2011</i> |
| <i>George N. Peterson, Jr.</i> | <i>9th Worcester</i> | <i>2/4/2011</i> |
| <i>Elizabeth A. Poirier</i> | <i>14th Bristol</i> | <i>1/21/2011</i> |
| <i>Viriato Manuel deMacedo</i> | <i>1st Plymouth</i> | <i>2/1/2011</i> |

HOUSE No. 2465

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2465) of Bradley H. Jones, Jr. and others relative to pension equity for retirement public employees. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2476 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to pension equality.

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 (a) of subdivision (2) of section 5 of chapter 32 of the General
2 Laws, as amended by chapters 21 and 25 of the Acts of 2009, is hereby amended by striking out,
3 in lines 84 to 98 inclusive, the words “ (a) The normal yearly amount of the retirement allowance
4 for any member classified in Group 1, Group 2 or Group 4, who has paid the full amount of
5 regular deductions on the total amount of regular compensation, including deductions specified
6 in subdivision (3A) of section three, and in paragraph (d) of subdivision (1) of section twenty-
7 two, shall, subject to the limitations set forth in this section, be based on the average annual rate
8 of regular compensation received by such member during any period of three consecutive years
9 of creditable service for which such rate of compensation was the highest, or on the average
10 annual rate of regular compensation received by such member during the period or periods,
11 whether consecutive or not, constituting his last three years of creditable service preceding

retirement, whichever is the greater, and shall be computed according to the following table based on the age of such member and his number of years and full months of creditable service at the time of his retirement.” and inserting in place thereof the following words:-

(a) For those who entered service prior to January 1, 2012 , the normal yearly amount of the retirement allowance for any member classified in Group 1, Group 2 or Group 4, who has paid the full amount of regular deductions on the total amount of regular compensation, including deductions specified in subdivision (3A) of section three, and in paragraph (d) of subdivision (1) of section twenty-two, shall, subject to the limitations set forth in this section, be based on the average annual rate of regular compensation received by such member during any period of three consecutive years of creditable service for which such rate of compensation was the highest, or on the average annual rate of regular compensation received by such member during the period or periods, whether consecutive or not, constituting his last three years of creditable service preceding retirement, whichever is the greater, and shall be computed according to the following table based on the age of such member and his number of years and full months of creditable service at the time of his retirement. For those who entered service on or after January 1, 2012 the normal yearly amount of the retirement allowance for any member classified in Group 1, Group 2 or Group 4, who has paid the full amount of regular deductions on the total amount of regular compensation, including deductions specified in subdivision (3A) of section three, and in paragraph (d) of subdivision (1) of section twenty-two, shall, subject to the limitations set forth in this section, be based on the average annual rate of regular compensation received by such member during all of said member’s years of employment, with the average rate of regular compensation for each year adjusted for inflation index from that year to the year of retirement of said member, and shall be computed according to the following table based on

- 35 the age of such member and his number or years and full months of creditable service at the time
- 36 of his retirement.