

**HOUSE . . . . . No. 2384**

---

**The Commonwealth of Massachusetts**

PRESENTED BY:

*James J. O'Day*

*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 authorizing certain public employees' creditable retirement service.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>1/15/2015</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>	<i>11/6/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>11/6/2019</i>

**HOUSE . . . . . No. 2384**

---

By Mr. O’Day of West Boylston, a petition (accompanied by bill, House, No. 2384) of James J. O’Day, Benjamin Swan and Michael O. Moore for legislation to grant creditable service for retirement purposes to certain public employees. Public Service.

---

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 2405 OF 2013-2014.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
\_\_\_\_\_

An Act authorizing certain public employees' creditable retirement 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 shall be  
2 amended by inserting the following after subsection (r):

3           Notwithstanding the provisions of this chapter or any other general or special law, rule or  
4 regulation to the contrary, a member in service of a retirement system as defined in section one  
5 who served in the armed forces of the United States or who served in the Peace Corps, Vista, The  
6 Commissioned Corps of the United States Public Health Service, or the Commissioned Corps of  
7 the National Oceanic and Atmospheric Administration and who has completed ten or more years  
8 of membership service shall be entitled to credit for service; provided, however, that service shall  
9 not be credited until such member has paid into the annuity savings fund of such system, in one  
10 sum or in installments, upon such terms and conditions as the board may prescribe, makeup

11 payments, for each year of creditable service sought, of an amount equal to the ten percent of the  
12 regular annual compensation of the member when said member entered the retirement system;  
13 and, provided further that such creditable service shall not be construed to include service for  
14 more than four years provided further, that such creditable service shall not be allowed for any  
15 period of service for which said member has received credit pursuant to paragraph (h) of  
16 subsection (1) of section 4 of chapter thirty-two of the General Laws or for which said member  
17 receives a federal military pension. This act shall apply to all Massachusetts National Guard and  
18 Active Reserve personnel, both former and present. Creditable service time, both enlisted and  
19 commissioned may be applied toward retirement on a ratio of five years guard service or five  
20 years reserve service substitutable for each year of armed forces or, Peace Corps, or Vista, or  
21 Commissioned Corps of the United States Public Health Service, or the Commissioned Corps of  
22 the National Oceanic and Atmospheric Administration.