

HOUSE No. 3146

The Commonwealth of Massachusetts

PRESENTED BY:

James R. Miceli

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 veteran retirement benefits.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>James R. Miceli</i>	<i>19th Middlesex</i>
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>
<i>James J. Dwyer</i>	<i>30th Middlesex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>
<i>Rady Mom</i>	<i>18th Middlesex</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>

HOUSE No. 3146

By Mr. Miceli of Wilmington, a petition (accompanied by bill, House, No. 3146) of James R. Miceli and others relative to veterans' retirement benefits. Veterans and Federal Affairs.

The Commonwealth of Massachusetts

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

An Act relative to veteran retirement benefits.

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 (h) of subdivision (1) of section 4 of said chapter 32, as

2 appearing in the 2006 Official Edition, is hereby amended by adding the following

3 paragraph :Notwithstanding the provisions of this chapter or any other general or special

4 law, rule or regulation to the contrary, a member retired prior to July 24, 1996, in a retirement

5 system as defined in section one who is a veteran , as defined Chapter 4 section 7, who served in

6 the armed forces of the United States shall be entitled to credit for active service in the armed

7 services of the United States; provided that such creditable service shall not be construed to

8 include service for more than four years provided further, that such creditable service shall not be

9 allowed for any period of active service for which said veteran has received credit pursuant to

10 paragraph (h) of subsection (1) of section 4 of chapter thirty-two of the General Laws and

11 provided further, that the amount does not exceed the eighty percent allowed to retire. This act

12 shall apply to Massachusetts National Guard and Active Reserve personnel, both former and

13 present. Creditable service time, both enlisted and commissioned may be applied toward
14 retirement on a ratio of five years guard service or five years active reserve service substitutable
15 for each year of active service.

16 SECTION 2. For the retirement system of any political subdivision, the provisions
17 of this act shall take effect on the effective date of this act by majority vote of the board
18 of such system and by the local legislative body. For the purposes of this paragraph local

19 Legislative body shall mean a town meeting for a town system, the city council subject to
20 the provisions of its charter for a city system, the county commissioners for a county system, the
21 district members for a district system and the governing body of an authority for an authority
22 system. Acceptance shall be deemed to have occurred upon the filing of a certification of 160
23 Chap. 71 such vote with the commissioner. Members retired prior to July 24, 1996 of a
24 retirement system eligible for said creditable service under this act shall become eligible for said
25 creditable service the month following the acceptance of this act by the local legislative body.
26 Terms used in this act shall have the same meaning as those terms defined in section one of
27 chapter thirty-two of the General Laws.