

**HOUSE . . . . . No. 4493**

Section 145 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment L of House, No. 4505). July 11, 2016.

**The Commonwealth of Massachusetts**

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

An Act relative to other post-employment benefits liability.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide for other post-employment benefits liability, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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. (a) Notwithstanding any general or special law to the contrary, the  
2 unexpended balances in items 0699-0014, 0699-0015, 0699-2005 and 0699-9100 shall be  
3 deposited into the State Retiree Benefits Trust Fund established in section 24 of chapter 32A of  
4 the General Laws not later than June 30, 2017. The amount deposited shall be an amount equal  
5 to 10 per cent of all payments received by the commonwealth in fiscal year 2017 under the  
6 master settlement agreement in Commonwealth of Massachusetts v. Philip Morris, Inc. et al.,  
7 Middlesex Superior Court, No. 95-7378; provided, however, that if in fiscal year 2017 the  
8 unexpended balances of said items 0699-0014, 0699-0015, 0699-2005 and 0699-9100 is less  
9 than 10 per cent of all payments received by the commonwealth in fiscal year 2017 under the  
10 master settlement agreement payments, an amount equal to the difference shall be transferred to

11 the State Retiree Benefits Trust Fund from payments received by the commonwealth under the  
12 master settlement agreement.

13 (b) Notwithstanding any general or special law to the contrary, the percentage increase  
14 set forth in section 152 of chapter 68 of the acts of 2011 shall not apply in fiscal year 2017.

15 SECTION 2. This act shall take effect as of July 1, 2016.