

**SENATE . . . . . No. 2158**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court**  
**(2015-2016)**  
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SENATE, Monday, March 7, 2016

The committee on Public Service to whom was referred the petition (accompanied by bill, Senate, No. 1439) of James E. Timilty for legislation relative to post-retirement employment,- reports the accompanying bill (Senate, No. 2158).

For the committee,  
James E. Timilty

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## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
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An Act relative to post-retirement employment.

*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 91 of chapter 32 of the General Laws is hereby amended in by striking out  
2 paragraph (c) in its entirety and inserting in place thereof the following new paragraph:-  
3 “(c) Each person referred to in paragraph (b) shall certify to his employer and the treasurer or  
4 other person responsible for the payment of the compensation for the position in which he is to  
5 be employed, the number of days or hours which he has been employed in any such calendar  
6 year and the amount of earnings therefrom, and if the earnings therefrom exceed the amount  
7 allowable under paragraph (b), he shall return to the appropriate treasurer or other person  
8 responsible for the payment of compensation all such earnings as are in excess of said allowable  
9 amount. The amount of any excess not so returned may be recovered in an action of contract by  
10 the appropriate treasurer or other person responsible for the payment of the compensation of any  
11 such person.”.