

**HOUSE . . . . . No. 2538**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*James J. Dwyer*

*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 retirement credit for out of state service.

PETITION OF:

| NAME:                     | DISTRICT/ADDRESS:     | DATE ADDED:      |
|---------------------------|-----------------------|------------------|
| <i>James J. Dwyer</i>     | <i>30th Middlesex</i> | <i>1/20/2017</i> |
| <i>Jennifer E. Benson</i> | <i>37th Middlesex</i> | <i>1/20/2017</i> |

**HOUSE . . . . . No. 2538**

By Mr. Dwyer of Woburn, a petition (accompanied by bill, House, No. 2538) of James J. Dwyer and Jennifer E. Benson relative to retirement credit for out of state service. Public Service.

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninetieth General Court  
(2017-2018)**

An Act relative to retirement credit for out of state 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 AN ACT RELATIVE TO RETIREMENT CREDIT FOR OUT OF STATE SERVICE

2 SECTION1:

3 Subsection 4 of section 3 of chapter 32 of the General Laws as appearing in the 2014  
4 official edition is hereby amended by adding to the end of the first paragraph thereof the  
5 following:

6 Provided further, however, that where a member is seeking to obtain credit for out of  
7 state service for which he is entitled to receive a retirement allowance from any other state as a  
8 result of that state’s requirement that, as a condition of employment, he participate in a defined  
9 benefit plan to which the employer makes a contribution, the member shall waive receipt of that  
10 benefit or refund that benefit to the other state and purchase such credible service by paying into  
11 the Teachers’ Retirement System an amount equal to that which would have been withheld as  
12 regular deductions from his regular compensation for such previous period or most recent

13 portion thereof, as he may elect, had such service been rendered in a public school of the  
14 Commonwealth and had he been a member of the Teachers' Retirement System during the  
15 period the service was rendered.