

**HOUSE . . . . . No. 12**

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So much of the recommendations of the Public Employee Retirement Administration Commission (House, No. 9) as relates to the recovery of overearnings. Public Service.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
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An Act relative to the recovery of overearnings.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Paragraph (c) of Section 91 of chapter 32 of the general laws, as appearing in the 2016  
2 Official edition, is hereby amended in line 120 by adding:

3 In the event that any excess is not recovered by the appropriate treasurer or other person  
4 responsible for the payment of the compensation, the retirement board of which the member is a  
5 retiree may recover an amount equal to the overearnings, but in no event shall such amount  
6 exceed the amount of the retirement allowance paid in the year in which the overearnings  
7 occurred.