

HOUSE No. 2804

The Commonwealth of Massachusetts

PRESENTED BY:

Steven G. Xiarhos

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 the retirement benefits of John P. Cummings.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Steven G. Xiarhos</i>	<i>5th Barnstable</i>	<i>2/18/2021</i>

HOUSE No. 2804

By Mr. Xiarhos of Barnstable, a petition (accompanied by bill, House, No. 2804) of Steven G. Xiarhos that the State Board of Retirement be directed to grant an increased accidental disability retirement allowance to Lieutenant John P. Cummings of the town of Bourne. Public Service.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to the retirement benefits of John P. Cummings.

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. Notwithstanding section 7 of chapter 32 of the General Laws or any other
2 general or special law to the contrary, and in order to promote the public good, the State Board of
3 Retirement shall grant an increased accidental disability retirement allowance to Lieutenant John
4 P. Cummings of the Town of Bourne, who as a result of injuries sustained by violence of an
5 inmate while in the performance of his duties on November 7, 1989 is permanently unable to
6 perform the essential duties of his job and incapacitated for further services as a Correction
7 Officer III. John P. Cummings shall receive a yearly amount of pension of 72% of the rate of
8 compensation which would have been paid to him had he continued in service as a Correction
9 Officer III of the Department of Correction which was held by him at the time of his retirement.
10 This disability allowance shall reflect the date which he planned to retire on his 65th birthday,
11 August 10, 2011.

12 SECTION 2. Upon the death of John P. Cummings, leaving Virginia Cummings, his
13 wife, surviving him, the State Board of Retirement shall pay to her so long as she remains
14 unmarried, an annuity of the amount of three-fourths of the amount of the pension payable to
15 him at the time of his death.

16 SECTION 3. This act shall take effect upon its passage.