The Commonwealth of Massachusetts

PRESENTED BY:

Daniel J. Hunt

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 regarding the disability pension of Harry Jean.

PETITION OF:

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<th>NAME:</th>
<th>DISTRICT/ADDRESS:</th>
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<td>Daniel J. Hunt</td>
<td>13th Suffolk</td>
<td>4/21/2021</td>
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An Act regarding the disability pension of Harry Jean.

    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 the provision of any general or special law or rule or
2 regulation to the contrary, and in order to promote the public good, the State- Boston Retirement
3 Board is hereby authorized and directed to increase the accidental disability retirement allowance
4 payable to Harry Jean, a retired officer of the City of Boston who, as a result of injuries sustained
5 while in the performance of his duties on August 7, 2013, is totally and permanently disabled
6 from further service as a police officer.

7 Section 2. The total annual amount of pension payable to Harry Jean shall be equal to the
8 regular rate of compensation which would have been paid had he continued in service as a police
9 officer of the City of Boston at the grade held by him at the time of his retirement, so long as any
10 income derived by Harry Jean hereafter is not earned performing a sworn law enforcement
11 function or private security function with similar duties. The additional benefits granted in this
12 act shall be funded and administered by the Boston Retirement Board, consistent with and
subject to chapter 32 of the General Laws, except in regard to section 91A of said chapter 32 the limit on the amount that Harry Jean's annual earnings, when added to his retirement allowance, may exceed without refund penalty the amount of regular compensation which would have been payable to him if he had continued in service as a police officer in the City of Boston in the grade held by him at the time he was retired, shall be set at $100,000 rather than $15,000. All amounts paid under this shall be nontaxable.

(a) Such increase in retirement shall become effective commencing on the date for which he received an accidental disability retirement from the State-Boston Retirement Board.

(b) Upon enactment, the State-Boston Retirement Board shall forthwith pay to said Harry Jean the amount credited to him as accumulated total deductions in the annuity savings fund of the State-Boston Retirement Board. Said Harry Jean shall be entitled to receive indemnification for all hospital, medical and related expenses that have been or may be incurred after the date of his retirement as a result of said injuries, pursuant to the provisions of Chapter 41 of the General Laws.

Section 3. Upon the death of Harry Jean, should his wife survive him, the State-Boston Retirement Board shall pay her an annuity in the amount of three-fourths of the amount of the pension payable to him, per month, at the time of his death. In the event that both Harry Jean and his wife die before their children reach the age of eighteen (18) or twenty-two (22), as provided herein, the payments that would otherwise be made to Harry Jean pursuant to Section 2 shall be payable, in equal shares, to each child under the age of eighteen (18) provided, however, that payments shall continue to the age of twenty-two (22) for any child who is enrolled as a full-time student.
Section 4. This act shall take effect upon passage.