

HOUSE No. 3757

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:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>	<i>4/21/2021</i>

HOUSE No. 3757

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 3757) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Harry Jean, a retired police officer of the city of Boston. Public Service. [Local Approval Received.]

The Commonwealth of Massachusetts

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

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

13 subject to chapter 32 of the General Laws, except in regard to section 91A of said chapter 32 the
14 limit on the amount that Harry Jean's annual earnings, when added to his retirement allowance,
15 may exceed without refund penalty the amount of regular compensation which would have been
16 payable to him if he had continued in service as a police officer in the City of Boston in the grade
17 held by him at the time he was retired, shall be set at \$100,000 rather than \$15,000. All amounts
18 paid under this shall be nontaxable.

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

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

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

Section 4. This act shall take effect upon passage.