

HOUSE No. 4454

The Commonwealth of Massachusetts

PRESENTED BY:

Rob Consalvo

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 providing certain death benefits for the widow of a former firefighter of the City of Boston.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Rob Consalvo</i>	<i>14th Suffolk</i>	<i>3/28/2022</i>

HOUSE No. 4454

By Mr. Consalvo of Boston, a petition (accompanied by bill, House, No. 4454) of Rob Consalvo (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to provide certain death benefits for Maria Rodriguez, the widow of LeRoi Rodriguez, a former firefighter 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 providing certain death benefits for the widow of a former firefighter of the City of Boston.

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 100 of chapter 32 of the General Laws or any other
2 general or special law to the contrary, and to promote the public good, there shall be paid a line
3 of duty death benefit from the Boston Retirement Board to Maria Rodriguez, the widow of
4 LeRoi Rodriguez, a former firefighter of the city of Boston who died as a result of injuries
5 sustained while performing the essential duties of a firefighter. The benefits shall be paid and
6 administered in accordance with section 100 of chapter 32 of the General Laws. Maria
7 Rodriguez shall receive a lump sum payment from the Boston Retirement Board equal to the
8 total accumulated retirement deductions paid by LeRoi Rodriguez into the annuity savings fund.

9 Section 2. Such line of duty death benefit shall be paid to Maria Rodriguez and consist of
10 an annual amount of pension equal to the amount of salary which would have been paid to said
11 Fire Lieutenant LeRoi Rodriguez had he continued in service as a Boston Firefighter. This line of

12 duty death benefit shall maintain parity with the Boston firefighters collective bargaining pay
13 increases. In case of any surviving eligible children there shall be paid to Maria Rodriguez the
14 sum of three hundred and twelve dollars per annum for each such child until such time as all
15 such children have attained age eighteen or have attained age twenty-two if a full-time student.

16 Section 3. Notwithstanding any general or special law, rule, or regulation to the contrary,
17 the surviving children of LeRoi Rodriguez, a deceased firefighter in the City of Boston, shall be
18 eligible for original appointment to the Boston Fire Department and shall be considered
19 survivors under section 26 of chapter 31 of the General Laws. In order to have their names so
20 certified, said surviving children must first pass the written and physical examinations required
21 of all candidates for entrance to the fire service.

22 Section 4. This act shall take effect upon passage.