

HOUSE No. 4496

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 7, 2022.

The committee on Public Service to whom was referred the petition (accompanied by bill, House, No. 2800) of Susannah M. Whipps and others for legislation to direct the State Retirement Board to retire Jamie J. Magarian, a member of the Department of State Police, at the regular rate of compensation, reports recommending that the accompanying bill (House, No. 4496) ought to pass.

For the committee,

KENNETH I. GORDON.

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

An Act authorizing the state retirement board to retire Jamie J. Magarian, a uniformed member of the Department of State Police at the regular rate of compensation.

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. (a) Notwithstanding any general or special law to the contrary, the state
2 retirement board shall retire Jamie J. Magarian, a uniformed member of the department of state
3 police, who as a result of injuries sustained while in the performance of his duties in March
4 2018, is totally and permanently incapacitated from performing the essential duties of a
5 uniformed member of the department of state police.

6 (b) The annual amount of pension payable to Jamie J. Magarian shall be equal to the
7 regular rate of compensation that would have been paid had he continued in service as a
8 uniformed member of the department of state police at the grade held by him at the time of his
9 retirement until his death or reaching 65 years of age, whichever comes first. The additional
10 benefits granted in this act shall be funded and administered by the state retirement board,
11 consistent with and subject to chapter 32 of the General Laws. All amounts paid under this act
12 shall be non-taxable to the extent allowable under state law.

13 (c) Upon attaining the age 65 years, Jamie J. Magarian shall receive a pension pursuant to
14 section 7 of said chapter 32, a yearly amount of pension equal to 80 per cent of the annual rate of
15 the compensation he was receiving on the day before he reaches the mandatory retirement age
16 for a uniformed member of the department of state police of the commonwealth.

17 SECTION 2. Jamie J. Magarian shall be entitled to receive indemnification for all
18 hospital, medical and related expenses that have been or may be incurred after the date of his
19 retirement as a result of the injuries sustained by him while in the performance of his duties in
20 March 2018.

21 SECTION 3. In addition to the benefits granted herein and upon retirement, Jamie J.
22 Magarian shall receive a lump sum from the state retirement board equal to his total accumulated
23 retirement deductions.

24 SECTION 4. If Jamie J. Magarian is married at the time of retirement, then upon his
25 death, should his spouse, survive him, the state retirement board shall pay to her an annuity in the
26 amount of 75 per cent of the amount of the pension that otherwise would have been payable to
27 him until her death. The pension benefits provided for in this section and subsection (c) of
28 section 1 shall be subject to section 102 of chapter 32 of the General Laws.

29 SECTION 5

30 This act shall take effect upon its passage.