

**HOUSE . . . . . No. 5362**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Mark J. Cusack***

*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 for the retirement of Matthew Donoghue, a police officer in the city known as the town of Braintree.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Mark J. Cusack</i>	<i>5th Norfolk</i>	<i>10/13/2022</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>10/14/2022</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>10/17/2022</i>

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By Mr. Cusack of Braintree, a petition (accompanied by bill, House, No. 5362) of Mark J. Cusack, John F. Keenan and Walter F. Timilty (with the approval of the mayor and city council) relative to the retirement of Matthew Donoghue, a police officer in the city known as the town of Braintree. Public Service. [Local Approval Received.]

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
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An Act providing for the retirement of Matthew Donoghue, a police officer in the city known as the town of Braintree.

*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 and in order  
2 to promote the public good, the retirement board of the city known as the Town of Braintree  
3 shall retire Matthew Donoghue, a police officer in the Braintree Police Department, who was  
4 injured in the line of duty and, as a result, is permanently incapacitated from performing the  
5 essential duties of a police officer. The retirement benefits shall be paid and administered in  
6 accordance with section 7 of chapter 32 of the General Laws. Upon retirement, Matthew  
7 Donoghue shall receive a lump sum payment from the retirement board equal to his total  
8 accumulated retirement deductions.

9           (b) The annual amount of pension payable to Matthew Donoghue shall be equal to the  
10 regular rate of compensation that would have been payable to him had he continued in service as  
11 a police officer at the grade held by him at the time of his retirement until his death or until

12 reaching age 65, whichever first occurs. The retirement shall become effective commencing on  
13 the date immediately following the final day for which Matthew Donoghue received regular  
14 compensation for such employment. The additional benefits granted in this act shall be funded  
15 and administered by the retirement board of the city known as the Town of Braintree, consistent  
16 with and subject to said chapter 32, except that sections 8, 91 and 91A of said chapter 32 shall  
17 not apply. All amounts paid under this act shall be exempt from state and local taxation, and  
18 exempt from federal taxation to the extent allowable under federal tax law.

19 (c) Upon attaining age 65, Matthew Donoghue shall receive a pension pursuant to section  
20 7 of said chapter 32, the yearly amount of which shall be equal to 80 percent of the average  
21 annual rate of compensation paid to him in the previous 12 months.

22 (d) If Matthew Donoghue shall be married at the time of his retirement, then, upon his  
23 death, the retirement board of the city known as the Town of Braintree shall pay his surviving  
24 spouse if then living, a pension, payable in monthly installments in the amount of 75 percent of  
25 the annualized amount of the pension payable to Matthew Donoghue on the date of his death.  
26 The pension shall be subject to section 103 of said chapter 32.

27 (e) Matthew Donoghue shall be indemnified for hospital, medical and other healthcare  
28 expenses related to treatment of injuries sustained while in the line of duty on June 4, 2021 not  
29 otherwise covered by health insurance.

30 SECTION 2. This act shall take effect upon its passage.