

House, No. 228

Presented by: [Representative Edward G. Connolly](#)

Petition of the Retired State, County and Municipal Employees Association of Massachusetts, Edward G. Connolly, Michael R. Knapik, Charles E. Shannon, David L. Flynn and Colleen M. Garry relative to the membership of the Public Employee Retirement Administration Commission.

01/01/03 H Referred to the committee on [Public Service](#)

01/01/03 S Senate concurred

Public Hearing date May 29 am at 10:00 in Room B-2

11/05/03 H Accompanied a study order, see [H4303](#)

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By Mr. Connolly of Everett, petition of the Retired State, County and Municipal Employees Association of Massachusetts, Edward G. Connolly, Michael R. Knapik, Charles E. Shannon, David L. Flynn and Colleen M. Garry relative to the membership of the Public Employee Retirement Administration Commission. Public Service.

The Commonwealth of Massachusetts

In the Year Two Thousand and Three.

AN ACT RELATIVE TO THE MEMBERSHIP OF THE PUBLIC EMPLOYEE RETIREMENT ADMINISTRATION COMMISSION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 49 of Chapter 7 of the Massachusetts General Laws, as appearing in the 2000 Official Edition, is hereby amended by striking subsection (a) and inserting in place thereof the following:

Section 49. (a) There shall be within the executive office of administration and finance, but not subject to its control, a public employee retirement administration commission consisting of nine members, three of whom shall be appointed by the governor, three of whom shall be appointed by the state auditor, two of whom shall be appointed by the state treasurer, and one of whom shall be chosen by the first eight members and whom shall be chairman. Of the three persons appointed by the governor, one shall be the governor or his designee, one shall be a representative of a public safety union, and one shall be qualified by having training and experience in the investment of funds as a result of having been principally employed in such occupation for a period of at least ten years. Of the three persons appointed by the state auditor, one shall be the state auditor or his designee, the president of the Massachusetts AFL-CIO or his designee, one shall be a representative of the Massachusetts Municipal Association. Of the two persons appointed by the state treasurer, one shall be the state treasurer or his designee and one shall be a representative of the Retired State, County and Municipal Employees Association of Massachusetts. Each member of the commission shall serve for a term of five years; provided however, that in making initial appointments, the governor and the state auditor shall each appoint one member for a term of three years and one member for a term of four years. The members shall serve without compensation but shall receive their necessary expenses incurred in the discharge of their official duties. Upon the expiration of the term of an appointed member, the chairman, or a vacancy otherwise created in said position, the successor for said position shall be appointed in the manner aforesaid, or for the remainder of said term, whichever is applicable. In the event of a representative of a public safety union or the designee of the president of the Massachusetts AFL-CIO is a public employee, he or she shall be granted leave, without loss of pay or benefits and without being required to make up lost time, if on duty, for regularly scheduled work hours while in the performance of responsibilities of the commission. The public employee retirement administration commission shall select an executive director, and enter into an employment contract with said

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director. The provisions of sections nine A, forty-five, forty-six, and forty-six C of chapter thirty, chapter thirty-two, and chapter one hundred and fifty E shall not apply to the executive director or any other employee of the commission.

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