



City of Cambridge

IN CITY COUNCIL

May 21, 1979

ORDERED:

That this City Council go on record as endorsing the acceptance of Chapter 843 of the Acts of 1973, now referred to as Chapter 32E, Section 11A of the General Laws.

In City Council May 21, 1979
Adopted by a yea and nay vote:
Yeas 8; Nays 0; Absent 1.
Attest: Paul E. Healy, City Clerk

A true copy,

ATTEST:


CITY CLERK



RECEIVED BY
OFFICE OF CITY CLERK
MAY 11 2 29 PM '79
CITY OF CAMBRIDGE
CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9020
LAW DEPARTMENT CAMBRIDGE, MASS.

RUSSELL B. HIGLEY
CITY SOLICITOR

EDWARD A. CUNNINGHAM
ANDREW T. TRODDEN
MICHAEL C. COSTELLO
ROBERT F. SYDNEY
LEGAL COUNSEL

CHARLES A. WATSON
LEGISLATIVE AGENT

May 10, 1979

Mr. Paul E. Healy
City Clerk
City Hall
Cambridge, Massachusetts

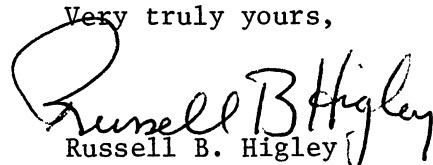
Dear Mr. Healy:

This will serve as a response to your October 31, 1978 letter.

By acceptance of General Laws, Chapter 32B, Section 11A, the City Council may allow City employees to increase the dollar amount of their group life and accidental death and dismemberment insurance. Said acceptance may be accomplished by a majority vote of the City Council. Section 11A provides a schedule for the maximum amount allowed.

I hope this has been helpful to you.

Very truly yours,


Russell B. Higley
City Solicitor

RBH:jl

Communication from Paul E. Healy, City Clerk transmitting copies of Chapter 167 of the Acts of 1971 and Chapter 843 of the Acts of 1973 which now appears as Chapter 32B, Section 11A of the General Laws which will allow each employee to increase his life insurance coverage up to a amount within \$1,000 of his annual compensation.

In City Council,

May 21, 1979

Chap. 166. AN ACT AUTHORIZING THE SEPARABILITY OF STATE EMPLOYEES' GROUP LIFE INSURANCE AND GROUP HEALTH INSURANCE PROGRAMS.

Be it enacted, etc., as follows:

Section 6 of chapter 32A of the General Laws, as most recently amended by section 3 of chapter 840 of the acts of 1965, is hereby further amended by adding the following sentence: — As determined by the rules and regulations of the commission, all insurance coverages authorized by this chapter may be considered separable for employee, retiree or deferred retiree application and eligibility purposes.

Approved April 15, 1971.

Chap. 167. AN ACT EXTENDING OPTIONAL GROUP LIFE AND GROUP ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE COVERAGE TO AGE SEVENTY FOR RETIRED COUNTY, CITY, TOWN AND DISTRICT EMPLOYEES.

Be it enacted, etc., as follows:

Section 11A of chapter 32B of the General Laws is hereby amended by striking out the sixth paragraph, as appearing in section 5 of chapter 334 of the acts of 1961, and inserting in place thereof the following paragraph: —

Upon retirement of an employee eligible for pension allowances under any general or special law, that portion of his additional insurance under this section which is not paid-up shall terminate upon attainment of the age of seventy, and he shall be afforded the privilege of converting such term insurance in accordance with the rules and regulations issued under section fourteen. A person who has retired and whose insurance under this section has been terminated may be reinstated for the amount of insurance in force at the time of retirement provided the retiree has not attained the age of seventy and provided further that he submits proof of his physical condition satisfactory to the appropriate public authority.

Approved April 15, 1971.

Chap. 168. AN ACT PROVIDING FOR NOTICE OF URBAN RENEWAL PROJECTS TO BE SENT TO THE MASSACHUSETTS HISTORICAL COMMISSION.

Be it enacted, etc., as follows:

Section 48 of chapter 121B of the General Laws is hereby amended by inserting after the first paragraph the following paragraph: —

Whenever a public hearing on an urban renewal plan is held, notice thereof shall be sent to the Massachusetts historical commission together with a map indicating the area to be renewed.

Approved April 15, 1971.

Chap. 169.

Be it enacted, etc.,

The corporate to amend the the second, en "twelve" in in place there as follows: — tion shall alw directors, to manner as it s

Chap. 170.

Be it enacted, etc.,

The Twentic general law, is it is incorporate forty million d

Chap. 171.

Be it enacted, etc.,

SECTION 1. tions and facili Berkshire middl of Berkshire cou and provide for Said commission chase or otherwi the purposes of motor vehicles o missioners may e ration of plans a scaping, such sun gate, three hund from the federal received under th of the acts of ni and considered a

SECTION 2. F with the approva

designate personnel within the division of industrial accidents whom he deems qualified to sit on conferences, or to review lump-sum payments submitted under section forty-eight of chapter one hundred and fifty-two of the General Laws, requests for conferences filed under section seven of said chapter one hundred and fifty-two, and claims under section thirty-six of said chapter one hundred and fifty-two. The persons designated shall report to him, and he shall thereafter issue an appropriate order, based on the information submitted.

SECTION 2. This act shall become inoperative two years from the date of its passage.

Approved September 28, 1973.

Chap. 842. AN ACT FURTHER DEFERRING THE EFFECTIVE DATE OF THE LAW PROHIBITING THE ADVANCEMENT OF APPROPRIATED FUNDS TO THE DEPARTMENT OF PUBLIC WELFARE FOR PAYMENTS TO PROVIDERS OF MEDICAID SERVICES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to defer forthwith the effective date of the law prohibiting the advancement of appropriated funds to the department of public welfare for payments to providers of medicaid services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The second paragraph of section 4 of chapter 800 of the acts of 1969 is hereby amended by striking out the first sentence, as most recently amended by section 1 of chapter 197 of the acts of 1973, and inserting in place thereof the following sentence: — This section shall take effect on October first, nineteen hundred and seventy-four.

Approved September 28, 1973.

Chap. 843. AN ACT FURTHER REGULATING THE COVERAGE OF CONTRIBUTORY GROUP GENERAL OR BLANKET INSURANCE FOR PERSONS IN THE SERVICE OF COUNTIES, CITIES, TOWNS AND DISTRICTS, AND THEIR DEPENDENTS.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 3 of chapter 32B of the General Laws, as most recently amended by chapter 196 of the acts of 1971, is hereby further amended by striking out the sixth, seventh, and eighth sentences.

SECTION 2. Said chapter 32B is hereby further amended by striking out section 5, as most recently amended by chapter 296 of the acts of 1971, and inserting in place thereof the following section: —

Section 5. The amount of group insurance on each employee and the amount of group accident death and dismemberment insurance

on each employee shall be established by the appropriate public authority except that those employees desiring to elect optional coverage in excess of the amount or amounts so established may do so as provided in section eleven. A. The schedules of hospital, surgical, medical and other health insurance benefits and the amount to be provided each employee and his dependents shall be determined by the appropriate public authority subject to the amount of the appropriation made available for such purpose provided, however, that to the extent such schedules exceed the schedule of benefits established under section eleven of this chapter, the premium applicable to such excess coverage shall be withheld from each payment of salary or wages of such employee and the governmental unit shall make no contribution applicable to such excess coverage.

SECTION 3. Said chapter 32B is hereby further amended by striking out section 11, as most recently amended by section 6 of chapter 841 of the acts 1965, and inserting in place thereof the following section: —

Section 11. The appropriate public authority in each county, city, town or district which has accepted this chapter shall from time to time issue rules and regulations establishing a schedule of group life, accidental death and dismemberment insurance for each employee and a schedule of hospital, surgical and medical and other health insurance benefits for active and retired employees and their dependents which schedules shall be the maximum schedules of insurance coverage to be made available for active and retired employees and their dependents of the governmental unit.

The appropriate public authority in each city, town or district which has accepted this chapter may notify the county commissioners of its election to participate in the schedule of benefits made available by said county for its employees; and subject to the approval of said commissioners the employees of the city, town or district so applying will become insured at the earliest practicable date, but in no event later than the commencement of the next policy anniversary date. Such coverage shall be furnished at uniform premium rates to all participating counties, cities, towns and districts. Two or more counties establishing identical benefit schedules may join under one such policy or policies and may be considered as one governmental unit. The county commissioners may at their discretion establish a central administrative office and employ such personnel as may be necessary to carry out the provisions of this chapter.

Upon request, the commission shall furnish information and advisory rulings in accordance with the provisions of section eight of chapter thirty A.

SECTION 4. The seventh paragraph of section 11A of said chapter 32B, as appearing in section 5 of chapter 334 of the acts of 1961, is hereby amended by striking out, in lines 3 to 5, inclusive, the words "provided that the commission shall review the provisions for such insurance before the effective date thereof".

SECTION 7 of chapter 32B, as appearing in the acts 1965, is hereby amended by striking out the term "commission" and inserting in place thereof the word "commissioner".

SECTION 32B, as appearing in the acts 1965, is hereby amended by striking out the act section 11 and inserting in place thereof the following section: —

SECTION 11. The appropriate public authority in each county, city, town or district which has accepted this chapter shall from time to time issue rules and regulations establishing a schedule of group life, accidental death and dismemberment insurance for each employee and a schedule of hospital, surgical and medical and other health insurance benefits for active and retired employees and their dependents which schedules shall be the maximum schedules of insurance coverage to be made available for active and retired employees and their dependents of the governmental unit.

SECTION 32B, as appearing in the acts 1965, is hereby amended by striking out the act section 11 and inserting in place thereof the following section: —

SECTION 11. The appropriate public authority in each county, city, town or district which has accepted this chapter shall from time to time issue rules and regulations establishing a schedule of group life, accidental death and dismemberment insurance for each employee and a schedule of hospital, surgical and medical and other health insurance benefits for active and retired employees and their dependents which schedules shall be the maximum schedules of insurance coverage to be made available for active and retired employees and their dependents of the governmental unit.

Chap. 843.

Be it enacted by the people of the State of Illinois, that

SECTION 32B, as appearing in the acts 1965, is hereby amended by striking out the act section 11 and inserting in place thereof the following section: —

SECTION 11. The appropriate public authority in each county, city, town or district which has accepted this chapter shall from time to time issue rules and regulations establishing a schedule of group life, accidental death and dismemberment insurance for each employee and a schedule of hospital, surgical and medical and other health insurance benefits for active and retired employees and their dependents which schedules shall be the maximum schedules of insurance coverage to be made available for active and retired employees and their dependents of the governmental unit.

SECTION 5. Section 11C of said chapter 32B, inserted by section 7 of chapter 841 of the acts of 1965, is hereby amended by striking out the third paragraph.

SECTION 6. The third paragraph of section 11D of said chapter 32B, inserted by chapter 383 of the acts of 1967, is hereby amended by striking out, in lines 3 to 5, inclusive, the words "provided that the terms of such insurance shall have been approved by the commission before the effective date thereof and," and inserting in place thereof the word: — and.

SECTION 7. Said chapter 32B is hereby further amended by striking out section 14, as amended by section 5 of chapter 337 of the acts of 1960, and inserting in place thereof the following section: —

Section 14. The appropriate public authority in each governmental unit shall adopt such rules and regulations, not inconsistent with this chapter, as may be necessary for the administration of this chapter. At the option of the appropriate public authority, a copy of any such proposed agreement or contract may be submitted to the commission for review and comment by it upon all or such portions thereof as the appropriate public authority may request.

SECTION 8. The second paragraph of section 16 of said chapter 32B, as appearing in section 5 of chapter 946 of the acts of 1971, is hereby amended by striking out the second sentence.

SECTION 9. The fourth paragraph of said section 16 of said chapter 32B, as so appearing, is hereby amended by striking out the second sentence.

SECTION 10. The sixth paragraph of said section 16 of said chapter 32B, as so appearing, is hereby amended by striking out, in lines 2 and 3, the words "not inconsistent with the rules and regulations of the commission,".

Approved September 28, 1973

Chap. 844. AN ACT CONSOLIDATING, REARRANGING AND REVISING THE LAWS RELATING TO FOREIGN CORPORATIONS.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by striking out chapter 181 and inserting in place thereof the following chapter: —

CHAPTER 181.

FOREIGN CORPORATIONS.

Section 1. As used in this chapter, "foreign corporation", shall mean a corporation that has been established, organized or chartered under laws other than those of the commonwealth.

Section 2. A foreign corporation shall not do business of any kind in the commonwealth the doing of which by a domestic corporation is prohibited by the laws of the commonwealth.

Section 3. Every foreign corporation which does business in the

City of Cambridge

MASSACHUSETTS

In City Council May 21, 1979

#4

	YEA	NAY	ABSENT	PRESENT
Mr. Crane	✓			
Mr. Duehay	✓			
Mr. Frisoli	✓			
Ms. Graham			✓	
Ms. Preusser	✓			
Mr. Sullivan	✓			
Mr. Vellucci	✓			
Mr. Wylie	✓			
Mayor Danahy	✓			

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City of Cambridge

IN CITY COUNCIL

May 21, 1979

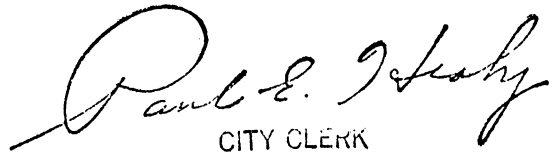
ORDERED:

That this City Council go on record as endorsing the acceptance of Chapter 167 of the Acts of 1971, now referred to as Chapter 32E, Section 11A of the General Laws.

In City Council May 21, 1979
Adopted by a yeas and nays vote:
Yeas 8; Nays 0; Absent 1.
Attest: Paul E. Healy, City Clerk

A true copy,

ATTEST:


CITY CLERK

32B § 10A

GROUP INSURANCE

Notwithstanding the provisions of any general law to the contrary, acceptance of this section shall not be revoked or rescinded.

Added by St.1975, c. 806, § 19.

1975 Enactment. St.1975, c. 806, § 19, was approved Dec. 20, 1975.

§ 11. Schedules of insurance benefits; establishment by local governmental units accepting this chapter; joint participation; administration

The appropriate public authority in each county, city, town or district which has accepted this chapter shall from time to time issue rules and regulations establishing a schedule of group life, accidental death and dismemberment insurance for each employee and a schedule of hospital, surgical, medical, dental and other health insurance benefits for active and retired employees and their dependents which schedules shall be the maximum schedules of insurance coverage to be made available for active and retired employees and their dependents of the governmental unit.

The appropriate public authority in each city, town or district which has accepted this chapter may notify the county commissioners of its election to participate in the schedule of benefits made available by said county for its employees; and subject to the approval of said commissioners, the employees of the city, town or district so applying will become insured at the earliest practicable date, but in no event later than the commencement of the next policy anniversary date. Such coverage shall be furnished at uniform premium rates to all participating counties, cities, towns and districts. Two or more counties establishing identical benefit schedules may join under one such policy or policies and may be considered as one governmental unit. The county commissioners may at their discretion establish a central administrative office and employ such personnel as may be necessary to carry out the provisions of this chapter.

Upon request, the commission shall furnish information and advisory rulings in accordance with the provisions of section eight of chapter thirty A.

Amended by St.1973, c. 843, § 3; St.1975, c. 806, § 20.

1973 Amendment. St.1973, c. 843, § 3, approved Sept. 28, 1973, substituted the first paragraph in lieu of the former first, second and third paragraphs; and substituted "schedule of benefits" for "aforementioned schedules of insurance" in the first sentence of the second paragraph.

1975 Amendment. St.1975, c. 806, § 20, approved Dec. 20, 1975, substituted "medical, dental" for "and medical", in the first paragraph.

§ 11A. Additional insurance; schedule; application; cancellation; conversion

Each employee insured for the minimum amounts of group life and group accidental death and dismemberment insurance provided in section five may, subject to such conditions as the appropriate public authority shall approve, be insured for amounts of group life insurance and group accidental death and dismemberment insurance in addition to the minimum amounts provided for in section five, based on his gross annual salary, wages or compensation in accordance with the following limits:

limits:—

IF ANNUAL COM SATION IS—

At Least—	But tha
\$ 2,000	\$ 2
3,000	3
4,000	4
5,000	5
6,000	6
7,000	7
8,000	8
9,000	9
10,000	10
11,000	11
12,000	12
13,000	13
14,000	14
15,000	15
16,000	16
17,000	17
18,000	18
19,000	19
20,000	20
21,000	21
22,000	22
23,000	23

Such additional insurance shall be provided by the appropriate public authority for its employees or to them.

Each employee on an application therefor shall complete an application therefor in the appropriate form prescribed by the appropriate public authority. Additional insurance shall be provided under by reason of the amount of such day of the second month of the year unless the employee form prescribed by the appropriate public authority. No reduction in the amount of salary or compensation shall be required for workers shall be covered.

With respect to the premium for such additional insurance there shall be with the premium for such additional insurance.

GROUP INSURANCE

32B § 11A

IF ANNUAL COMPEN- SATION IS—		OPTIONAL.	
At Least—	But Less than—	Additional Amount of Group Life Insurance shall not exceed—	Additional Amount of Group Accidental Death and Dismemberment shall not exceed—
\$ 2,000	\$ 3,000	\$ 1,000	\$ 1,000
3,000	4,000	2,000	2,000
4,000	5,000	3,000	3,000
5,000	6,000	4,000	4,000
6,000	7,000	5,000	5,000
7,000	8,000	6,000	6,000
8,000	9,000	7,000	7,000
9,000	10,000	8,000	8,000
10,000	11,000	9,000	9,000
11,000	12,000	10,000	10,000
12,000	13,000	11,000	11,000
13,000	14,000	12,000	12,000
14,000	15,000	13,000	13,000
15,000	16,000	14,000	14,000
16,000	17,000	15,000	15,000
17,000	18,000	16,000	16,000
18,000	19,000	17,000	17,000
19,000	20,000	18,000	18,000
20,000	21,000	19,000	19,000
21,000	22,000	20,000	20,000
22,000	23,000	21,000	21,000
23,000	—	21,000	21,000

Such additional insurance shall be issued by the carrier or carriers as determined by the appropriate public authority without regard to a minimum number of eligible employees or to the provisions of chapter one hundred and seventy-five.

Each employee entitled to additional insurance under this section shall file an application therefor with the treasurer of the governmental unit on an appropriate form prescribed by said treasurer, except that an employee having such additional insurance who becomes entitled to further additional insurance hereunder by reason of an increase in annual salary shall automatically be insured for the amount of such further additional insurance, to become effective on the first day of the second month following the month in which the increase was authorized, unless the employee notifies the treasurer of the governmental unit in writing on a form prescribed by it that he is not to be so insured; and provided, that such increase in salary has been authorized for a period of time in excess of one year. No reduction in the amount of insurance shall be required on account of a reduction in compensation. For purposes of this additional insurance, yearly gross salary or compensation shall not include any overtime pay and in the case of hourly workers shall be computed on the basis of scheduled required work-hours.

With respect to any additional insurance which is in effect for an employee, there shall be withheld from each payment of salary or wages of such employee the premium for such insurance and the governmental unit shall make no con-

32B § 11A

GROUP INSURANCE

tribution to said premium. If an employee is not entitled to receive salary, wages or other compensation for a calendar month, he shall make payment directly to the treasurer of the governmental unit and there shall be no contribution by the governmental unit for such payment.

An employee insured under this section may by written notice on a form prescribed by the treasurer, cancel such insurance, and such insurance shall require no further premium payment the first day of the month following the expiration of fifteen days from the receipt of notice of cancellation. Insurance coverage will therefore terminate at the end of the month for which premium has been paid. If an employee withdraws as provided in section four, such withdrawal shall automatically effect a cessation of the additional insurance under this section as of the date of cessation of his minimum insurance.

Upon retirement of an employee eligible for pension allowances under any general or special law, that portion of his additional insurance under this section which is not paid-up shall terminate upon attainment of the age of seventy, and he shall be afforded the privilege of converting such term insurance in accordance with the rules and regulations issued under section fourteen. A person who has retired and whose insurance under this section has been terminated may be reinstated for the amount of insurance in force at the time of retirement provided the retiree has not attained the age of seventy and provided further that he submits proof of his physical condition satisfactory to the appropriate public authority.

The appropriate public authority is hereby authorized to negotiate for and purchase the additional insurance outlined in the above schedule on the basis of group renewable term insurance.

This section shall take effect in a county, city, town or district upon its acceptance in the following manner:—In a county, by vote of the county commissioners; in a city having a Plan D or Plan E charter by majority vote of its city council; in any other city by vote of its city council, approved by the mayor; in a district by vote of the district at a district meeting; and in a town if a majority of the votes cast in answer to the following question, which shall be printed on the official ballot to be used at an election in said town, is in the affirmative:—"Shall the town purchase additional group life and group accidental death and dismemberment insurance for employees in accordance with the provisions of chapter thirty-two B of the General Laws with no premium contribution by the town?"

Amended by St.1971, c. 167; St.1973, c. 843, § 4.

1971 Amendment. St.1971, c. 167, approved April 15, 1971, in the sixth paragraph, inserted "upon attainment of the age of seventy" in the first sentence, and added the second sentence.

1973 Amendment. St.1973, c. 843, § 4, approved Sept. 28, 1973, deleted the former proviso at the end of the seventh paragraph.

1. In general

Salary increases pursuant to c. 41, § 108L, shall be treated as salary for purposes of determining pensions, group insurance coverage, and overtime pay. Op.Atty.Gen. June 17, 1971, p. 119.

§ 11B. Insurance for elderly government retirees

Any political subdivision, subject to the provisions of section ten B of chapter thirty-two A, shall appropriate funds or apply therefor for the payment of group general or blanket insurance providing hospital, surgical, chiropractic, medical, dental and other health insurance for elderly governmental retirees as defined in paragraph (f) of section two of said chapter thirty-two A, and for the payment of the surcharge or subsidiary rate required to be paid by paragraph (c) of section ten B of chapter thirty-two A if accepted in a county, city, town or district in the following manner:—In a county, by vote of the county commissioners; in a city having a Plan D or Plan E charter by majority vote of its city council; in any other city by

vote of its city council; in a district at a district meeting; in a town at a town meeting or at a town-wide official ballot to be held in the town; or in a district at a district-wide official ballot to be held in the district. Amended by St.1972

1972 Amendment. approved July 10, 1972, in the official ballot to be held in the town or in the district lastly appearing.

1973 Amendment. approved Sept. 17, 1973, in the official ballot to be held in the town or in the district lastly appearing; combined section, which for sentences, by substitution for "This section deleted, following a town ballot question, the words

§ 11C. Optional

Upon acceptance of authority of the governmental unit, as it deems to be necessary, retired employees of this chapter included for coverage under insurance companies, a policy or policies, surgical, medical, medicare extension of benefits which, related to the schedule and five. Such schedule under this section federal health insurance claim experience determined by the governmental unit, a part of, the chapter under sections three. The appropriate from the advisory committees or contracts to for a period, not to the governmental premium to be monthly cost for year.

Every policy will under this section. new policy were protection by contract for benefits.

(a) Each person treasurer of the governmental unit



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9017

OFFICE OF
THE CITY CLERK

May 15, 1979

To the Honorable Members of the City Council
City Hall
Cambridge, Massachusetts

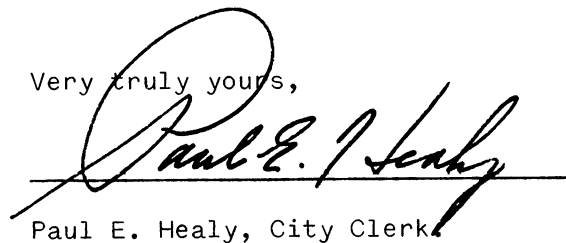
Dear Councillor:-

Enclosed you will find copies of Chapter 32B Section 11A of the General Laws, Chapter 167 of the Acts of 1971 and Chapter 843 of the Acts of 1973 for your consideration.

Also enclosed is a copy of a communication from the City Solicitor stating a majority vote of the City Council is required to increase the amount of group life and accidental death and dismemberment insurance.

Your kind attention in this matter will be greatly appreciated.

Very truly yours,



Paul E. Healy, City Clerk.

PEH/dl

Enclosures: Chapter 32B, Section 11A.
Chapter 167 of the Acts of 1971.
Chapter 843 of the Acts of 1973.
Communication from City Solicitor.

4. S-
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Comm. from Paul E. Healy, City Clerk, transmitting one from Russell B. Higley, City Solicitor, regarding Chapter 32B, Section 11A of the General Laws.

In City Council,
May 21, 1979

5/21/1979

Chapter 16 of 1971
" 843 of 1973

BOTH Acts Accepted
AND are now referred
to as Chapter 32B
Section 11A