

Email Cover sent to Towns on August 11, 2010 with list of eligibles

Attached is the list of eligible employees, as per our records, from your town. Please see PERAC's answers to my/our questions regarding particulars: <http://www.frrsma.com/wp-content/uploads/2010/08/ERI-Questions.pdf>

Some of the key points are:

- If there isn't a Town Manager or Administrator, the Board of Selectmen is the logical CEO

- As noted at the beginning of the PERAC Memo, this ERI is available only to municipal employees. This means only active employees of cities and towns are eligible, not employees of districts, authorities and the like. Unlike earlier ERIs that included employees of districts and authorities, this one only includes municipal employees. (municipality is defined in G.L. c. 4, s. 7 as a city or town.) The ERI that was offered in 1992 initially included only municipal employees, but was amended after passage to include employees of districts and authorities. The 2002 ERI specifically included employees of districts and authorities. To correct this situation, the statute would need to be amended, much like it was in 1992.

- Here's a sample timeline

1. CEO submits plan to PERAC 9-1-10

This plan would indicate the number of persons and related information about them that the CEO intends to offer the plan to, not the ones who actually take it.

2. PERAC approves plan and returns to CEO 10-15-10. Next meeting of legislative body is 10-30-10

3. 10-30-01 legislative body accepts plan, publishes it and makes it available to all employees on 11-10-10

4. Employees must apply within 2 months of publication 1-10-11

5. CEO determines who can participate and notifies them within 1 month 2-10-11

6. Applicants who are allowed to participate must retire within 2 months 4-10-11

- Even though Section 66, paragraph (a) states " . . . a municipality which accepts this section may establish . . .", the town does not have to accept the section before submitting the plan. The later town meeting vote is sufficient.

- Anyone earning less than \$5,000 is a non-contributing person and an inactive member, and therefore not eligible. - The 30, 45, and 60% calculation when filling positions refers specifically to positions vacated by participation in the ERI and the total annual salaries of the participants only.

- School employees paid by towns are eligible to participate. The same positions paid by school districts are not eligible.

Other ERI materials are being added regularly to the the ERI page on our website: <http://www.frrsma.com/eri-2010-info/>

If you haven't done so already, please RSVP regarding the meeting this Friday morning.