



# House of Representatives

General Assembly

**File No. 371**

February Session, 2010

Substitute House Bill No. 5400

*House of Representatives, April 7, 2010*

The Committee on Appropriations reported through REP. GERAGOSIAN of the 25th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## ***AN ACT CONCERNING REEMPLOYMENT OF RETIRED TEACHERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 10-183v of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Except as provided in subsection (b) of this section, a [former]  
4 teacher receiving retirement benefits from the system may not be  
5 employed in a teaching position receiving compensation paid out of  
6 public money appropriated for school purposes except that such  
7 [former] teacher may be employed [temporarily] in such a position and  
8 receive no more than forty-five per cent of the maximum salary level  
9 for the assigned position. Any [former] teacher who receives in excess  
10 of such amount shall reimburse the board for the amount of such  
11 excess. [Temporary employment means employment for less than a  
12 school year.] Notice of such employment shall be sent [semi-annually  
13 on January thirty-first and June thirtieth] to the board by the  
14 [employing officials] employer and by the retired teacher at the time of

15 hire and at the end of each assignment.

16 (b) A [former] teacher receiving retirement benefits from the system  
17 may be reemployed for up to one full school year by a local board of  
18 education, the State Board of Education or by any constituent unit of  
19 the state system of higher education in a position designated by the  
20 Commissioner of Education as a subject shortage area for the school  
21 year in which the [former] teacher is being employed. Notice of such  
22 reemployment shall be sent to the board by the employer and by the  
23 retired teacher at the time of hire and at the end of the assignment.  
24 Such [employment may be for up to one full school year but]  
25 reemployment may [, with prior approval by the board,] be extended  
26 for an additional school year, [. Such] provided the local board of  
27 education (1) submits a written request for approval [shall be made in  
28 writing] to the Teachers' Retirement Board, [and certified by the local  
29 board of education] (2) certifies that no qualified candidates are  
30 available prior to the reemployment of such [former] teacher, and  
31 [shall include a statement indicating] (3) indicates the type of  
32 assignment to be performed, the anticipated date of rehire and the  
33 expected duration of the assignment.

34 (c) The employment of a [former] teacher under subsection (b) of  
35 this section shall not be considered as service qualifying for continuing  
36 contract status under section 10-151 and the salary of such teacher shall  
37 be fixed at an amount at least equal to that paid other teachers in the  
38 same school system with similar training and experience for the same  
39 type of service. Upon approval by the board of such employment, such  
40 [former] teacher shall be eligible for the same health insurance benefits  
41 provided to active teachers employed by such school system. No  
42 benefits shall be paid under section 10-183t, while such [former]  
43 teacher is employed by such system.

44 (d) No person shall be entitled to survivor's benefits under  
45 subsection (f) of section 10-183f as a result of reemployment under this  
46 section.

47 (e) The same option plan of retirement benefits in effect prior to

48 reemployment shall continue for a reemployed teacher during  
49 reemployment.

50 (f) The provisions of this section in effect on June 30, 2003, revision  
51 of 1958, revised to January 1, 2003, shall be applicable to any person  
52 making contributions to the Teachers' Retirement System on June 30,  
53 2003, in accordance with said provisions.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10-183v

**APP**      *Joint Favorable Subst.*

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The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

The bill, which allows a local school district to place a retired teacher in a position for the entire school year, does not result in a fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

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**OFA Bill Analysis**

**sHB 5400**

***AN ACT CONCERNING REEMPLOYMENT OF RETIRED TEACHERS.***

**SUMMARY:**

The bill allows a retired member of the Teachers' Retirement System (TRS) to work for a full school year as long as they do not exceed the existing earnings limitations. Currently, a local school district may employ a retired teacher in a position for less than the school year.

EFFECTIVE DATE: Upon passage

**BACKGROUND**

***Post Retirement Reemployment***

Under current law a retired member of the Teachers' Retirement System (TRS) may be reemployed temporarily (less than a full school year) and receive no more than forty-five percent of the maximum salary level for the assigned position. These provisions apply to positions that are not in designated subject shortage areas.

**COMMITTEE ACTION**

Appropriations Committee

Joint Favorable Substitute

Yea 49 Nay 3 (03/25/2010)