

1-1 By: Smith of Tarrant (Senate Sponsor - Harris) H.B. No. 3237  
1-2 (In the Senate - Received from the House May 7, 2003;  
1-3 May 9, 2003, read first time and referred to Committee on State  
1-4 Affairs; May 23, 2003, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the payment of retirement benefits to retirees of the  
1-9 Teacher Retirement System of Texas who are employed as substitute  
1-10 teachers and in other public school positions in the same month.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 824.602, Government Code, is amended by  
1-13 amending Subsection (e) and adding Subsections (n) and (o) to read  
1-14 as follows:

1-15 (e) Except as provided by Subsections (n) and (o), the  
1-16 exception provided by Subsection (a) does not apply to a [A] retiree  
1-17 working as a substitute under Subsection (a)(1) who also works in  
1-18 another position described by Subsection (a) in the same [a] month  
1-19 [is not eligible for an exception to a loss of benefits for that  
1-20 month pursuant to Subsection (a)(2) or (a)(4) for that or any other  
1-21 employment in a public educational institution].

1-22 (n) The exception provided by Subsection (a) applies to a  
1-23 retiree employed in positions under Subsections (a)(1) and (a)(2)  
1-24 in the same month only if the total number of days that the retiree  
1-25 works in those positions in that month do not exceed the number of  
1-26 days per month for work on a one-half-time basis.

1-27 (o) The exception provided by Subsection (a) applies to a  
1-28 disability retiree employed in positions under Subsections (a)(1)  
1-29 and (a)(4) in the same month only if the total number of days that  
1-30 the disability retiree works in those positions in that month do not  
1-31 exceed the number of days per month for work on a one-half-time  
1-32 basis.

1-33 SECTION 2. Section 824.602, Government Code, as amended by  
1-34 this Act, applies beginning with the 2003-2004 school year.

1-35 SECTION 3. This Act takes effect immediately if it receives  
1-36 a vote of two-thirds of all the members elected to each house, as  
1-37 provided by Section 39, Article III, Texas Constitution. If this  
1-38 Act does not receive the vote necessary for immediate effect, this  
1-39 Act takes effect September 1, 2003.

1-40 \* \* \* \* \*