By: Guillen H.B. No. 181

A BILL TO BE ENTITLED

1	AN ACT
2	relating to the salary and retirement benefits paid to certain
3	teachers employed by or retired from public schools.
4	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
5	ARTICLE 1. CLASSROOM TEACHER SALARIES
6	SECTION 1.01. Section 21.402, Education Code, is amended by
7	adding Subsections (c-2), (c-3), and (d) and amending Subsection
8	(g) to read as follows:
9	(c-2) Notwithstanding Subsection (a), for the 2017-2018
10	school year, a classroom teacher is entitled to a monthly salary
11	that is at least equal to the sum of:
12	(1) the monthly salary the teacher would have received
13	for the 2017-2018 school year under the district's salary schedule
14	for the 2016-2017 school year, if that schedule had been in effect
15	for the 2017-2018 school year, including any local supplement and
16	any money representing a career ladder supplement the teacher would
17	have received in the 2017-2018 school year; and
18	<u>(2) \$100.</u>
19	(c-3) Subsection (c-2) and this subsection expire September
20	<u>1, 2018.</u>
21	(d) A classroom teacher employed by a school district in the
22	2017-2018 school year is, as long as the teacher is employed by the

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same district, entitled to a salary that is at least equal to the

salary the teacher received for the 2017-2018 school year.

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- 1 (g) The commissioner may adopt rules to govern the
- 2 application of this section, including rules that:
- 3 (1) require the payment of a minimum salary under this
- 4 section to a person employed in more than one capacity for which a
- 5 minimum salary is provided and whose combined employment in those
- 6 capacities constitutes full-time employment; and
- 7 (2) specify the credentials a person must hold to be
- 8 considered a [speech pathologist or] school nurse under this
- 9 section.
- SECTION 1.02. Section 42.2513(a), Education Code, is
- 11 amended to read as follows:
- 12 (a) A school district, including a school district that is
- 13 otherwise ineligible for state aid under this chapter, is entitled
- 14 to state aid in an amount equal to the sum of:
- 15 (1) the product of \$500 multiplied by the number of
- 16 full-time district employees, other than administrators or
- 17 employees subject to the minimum salary schedule under Section
- 18 21.402; [and]
- 19 (2) the product of \$1,000 multiplied by the number of
- 20 classroom teachers employed by the district; and
- 21 (3) the product of \$250 multiplied by the number of
- 22 part-time district employees, other than administrators.
- SECTION 1.03. Section 21.402(c-1), Education Code, is
- 24 repealed.
- 25 SECTION 1.04. This article applies beginning with the
- 26 2017-2018 school year.

1 ARTICLE 2. TEACHER RETIREMENT SYSTEM COST-OF-LIVING ADJUSTMENT 2 SECTION 2.01. Subchapter H, Chapter 824, Government Code, 3 is amended by adding Section 824.703 to read as follows: 4 Sec. 824.703. ADDITIONAL COST-OF-LIVING ADJUSTMENT. (a) 5 Notwithstanding Section 824.702, the retirement system shall make a one-time cost-of-living adjustment of \$1,000 payable to annuitants 6 7 receiving a monthly death or retirement benefit annuity, as 8 provided by this section. (b) Subject to Subsections (c) and (d), to be eligible for 9 the adjustment, a person must be, on the effective date of the 10 adjustment and disregarding any forfeiture of benefits under 11 12 Section 824.601, an annuitant eligible to receive: (1) a standard service or disability retirement 13 14 annuity payment; 15 (2) an optional service or disability retirement 16 annuity payment as either a retiree or beneficiary; 17 (3) an annuity payment under Section 824.402(a)(3) or 18 (4);19 (4) an annuity payment under Section 824.502; or 20 (5) an alternate payee annuity payment under Section 804.005. 21

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retirement payment plan, to be eligible for the adjustment under

(1) is a retiree or is a beneficiary under an optional

(A) the annuitant must be living on the effective

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this section:

(c) If the annuitant:

date of the adjustment; and

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- 1 (B) the effective date of the retirement of the
- 2 member of the retirement system must have been after August 31,
- 3 2004, and on or before June 30, 2017;
- 4 (2) is a beneficiary under Section 824.402(a)(3) or
- 5 (4) or 824.502, to be eligible for the adjustment:
- 6 (A) the annuitant must be living on the effective
- 7 <u>date of the adjustment; and</u>
- 8 (B) the date of death of the member of the
- 9 retirement system must have been after August 31, 2004, and on or
- 10 before June 30, 2017; or
- 11 (3) is an alternate payee under Section 804.005, the
- 12 annuitant is eligible for the adjustment only if the effective date
- 13 of the election to receive the annuity payment was after August 31,
- 14 2004, and on or before June 30, 2017.
- 15 (d) An adjustment made under this section does not apply to
- 16 payments under:
- 17 (1) Section 824.203(d), relating to retirees who
- 18 receive a standard service retirement annuity in an amount fixed by
- 19 statute;
- 20 (2) Section 824.304(a), relating to disability
- 21 retirees with less than 10 years of service credit;
- 22 (3) Section 824.304(b)(2), relating to disability
- 23 retirees who receive a disability annuity in an amount fixed by
- 24 statute;
- 25 (4) Section 824.404(a), relating to active member
- 26 survivor beneficiaries who receive a survivor annuity in an amount
- 27 fixed by statute;

- 1 (5) Section 824.501(a), relating to retiree survivor
- 2 beneficiaries who receive a survivor annuity in an amount fixed by
- 3 statute; or
- 4 (6) Section 824.804(b), relating to participants in
- 5 the deferred retirement option plan with regard to payments from
- 6 their deferred retirement option plan accounts.
- 7 (e) An adjustment under this section must be made beginning
- 8 with an annuity payable for the month of December 2017.
- 9 <u>(f)</u> The board of trustees shall:
- 10 (1) recompute the amount of a benefit paid monthly
- 11 under this chapter by applying the \$1,000 adjustment to the monthly
- 12 amount otherwise required to be paid as determined in accordance
- 13 with the other applicable provisions of this chapter; and
- 14 (2) determine the eligibility for and the amount of
- 15 any adjustment in monthly annuities in accordance with this
- 16 <u>section.</u>
- 17 ARTICLE 3. EFFECTIVE DATE
- 18 SECTION 3.01. This Act takes effect immediately if it
- 19 receives a vote of two-thirds of all the members elected to each
- 20 house, as provided by Section 39, Article III, Texas Constitution.
- 21 If this Act does not receive the vote necessary for immediate
- 22 effect, this Act takes effect on the 91st day after the last day of
- 23 the legislative session.