

By: Ashby

H.B. No. 3066

A BILL TO BE ENTITLED

AN ACT

relating to certain retirees of the Teacher Retirement System of Texas who resume certain employment with a school district.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 21.402, Education Code, is amended by amending Subsections (a) and (c-1) and adding Subsection (f-1) to read as follows:

(a) Except as provided by Subsection (e-1), ~~or~~ (f), or (f-1), a school district must pay each classroom teacher, full-time librarian, full-time school counselor certified under Subchapter B, or full-time school nurse not less than the minimum monthly salary, based on the employee's level of experience in addition to other factors, as determined by commissioner rule, determined by the following formula:

$$MS = SF \times FS$$

where:

"MS" is the minimum monthly salary;

"SF" is the applicable salary factor specified by Subsection (c); and

"FS" is the amount, as determined by the commissioner under Subsection (b), of the basic allotment as provided by Section 42.101(a) or (b) for a school district with a maintenance and operations tax rate at least equal to the state maximum compressed tax rate, as defined by Section 42.101(a).

1 (c-1) Notwithstanding Subsections (a) and (b) and except as
 2 provided by Subsection (f-1), each school district shall pay a
 3 monthly salary to each classroom teacher, full-time speech
 4 pathologist, full-time librarian, full-time school counselor
 5 certified under Subchapter B, and full-time school nurse that is at
 6 least equal to the following monthly salary or the monthly salary
 7 determined by the commissioner under Subsections (a) and (b),
 8 whichever is greater:

9	Years of	Monthly
10	Experience	Salary
11	0	2,732
12	1	2,791
13	2	2,849
14	3	2,908
15	4	3,032
16	5	3,156
17	6	3,280
18	7	3,395
19	8	3,504
20	9	3,607
21	10	3,704
22	11	3,796
23	12	3,884
24	13	3,965
25	14	4,043
26	15	4,116
27	16	4,186

1	17	4,251
2	18	4,313
3	19	4,372
4	20 & Over	4,427

5 (f-1) This section does not apply to a person who is a
6 retiree of the Teacher Retirement System of Texas described by
7 Section 825.4092(e)(2), Government Code.

8 SECTION 2. Section 825.4092, Government Code, is amended by
9 amending Subsection (e) and adding Subsection (f) to read as
10 follows:

11 (e) The amounts required to be paid under Subsections (b)
12 and (c) are not required to be paid by a reporting employer for a
13 retiree who retired from the retirement system:

14 (1) before September 1, 2005; or

15 (2) on or after September 1, 2005, if the retiree is:

16 (A) a teacher certified under Subchapter B,
17 Chapter 21, Education Code, and teaching on as much as a full-time
18 basis in an acute shortage area, as determined under rules adopted
19 by the commissioner of education; or

20 (B) a bus driver certified in accordance with
21 standards and qualifications adopted by the Department of Public
22 Safety of the State of Texas and employed on as much as a full-time
23 basis by a school district.

24 (f) For purposes of Subsection (e)(2)(A), an "acute
25 shortage area" may include:

26 (1) a school district in a region of this state in
27 which there is a shortage of teachers; or

1 (2) a subject area in which there is a shortage of
2 teachers certified to teach the subject area in the school
3 districts of this state or in school districts in a region of this
4 state.

5 SECTION 3. The changes in law made by this Act apply to a
6 retiree of the Teacher Retirement System of Texas regardless of
7 whether the person retired from employment before, on, or after the
8 effective date of this Act.

9 SECTION 4. The changes in law made by this Act apply
10 beginning with the 2019-2020 school year.

11 SECTION 5. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2019.