

AN ACT

relating to preventing the loss of benefits by certain retirees of the Teacher Retirement System of Texas who resume service during a declared disaster.

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

SECTION 1. Section 824.602(a), Government Code, is amended to read as follows:

(a) Subject to Section 825.506, the retirement system may not, under Section 824.601, withhold a monthly benefit payment if the retiree is employed in a Texas public educational institution:

(1) as a substitute only with pay not more than the daily rate of substitute pay established by the employer and, if the retiree is a disability retiree, the employment has not exceeded a total of 90 days in the school year;

(2) in a position, other than as a substitute, on no more than a one-half time basis for the month;

(3) in one or more positions on as much as a full-time basis, if the retiree has been separated from service with all Texas public educational institutions for at least 12 full consecutive months after the retiree's effective date of retirement; ~~or~~

(4) in a position, other than as a substitute, on no more than a one-half time basis for no more than 90 days in the school year, if the retiree is a disability retiree; or

(5) in a position in an area subject to a declaration

1 of disaster by the governor under Chapter 418 or a declaration of
2 local disaster under that chapter while the declaration is in
3 effect.

4 SECTION 2. Section 824.602, Government Code, as amended by
5 this Act, applies only to the employment of a retiree of the Teacher
6 Retirement System of Texas on or after the effective date of this
7 Act.

8 SECTION 3. As soon as practicable after the effective date
9 of this Act, the Teacher Retirement System of Texas shall adopt
10 rules as necessary to implement Section 824.602, Government Code,
11 as amended by this Act.

12 SECTION 4. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 3207 was passed by the House on April 30, 2021, by the following vote: Yeas 141, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3207 was passed by the Senate on May 25, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor