

SENATE No. 1037

The Commonwealth of Massachusetts

PRESENTED BY:

Harriette L. Chandler (BY REQUEST)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act allowing employment as public school teachers after retirement.

PETITION OF:

NAME:

Bruce Pinto

DISTRICT/ADDRESS:

26 Woodman Road
Worcester, MA 01602

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01475 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT ALLOWING EMPLOYMENT AS PUBLIC SCHOOL TEACHERS AFTER RETIREMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 91 of chapter 32 is hereby amended by striking subsection (e) and inserting
2 in place thereof the following subsection:-

3 “(e) Notwithstanding the provisions of paragraphs (a) to (d), inclusive, in any period during which there is
4 a critical shortage of certified teachers available for employment in a school district, said school district
5 may employ as a teacher or as a mentor to other teachers any person who has retired from the state
6 employees’ retirement system, the teachers’ retirement system and all county, city and town contributory
7 retirement systems, established under the provisions of this chapter. Any such retired person who renders
8 service in a public school district as a teacher or mentor to other teachers shall be subject to all laws, rules
9 and regulations governing the employment of teachers in the school district. Such persons shall not be
10 deemed to have resumed active membership in their respective retirement system and said service shall
11 not be counted as creditable service toward retirement; but in the first two years immediately following
12 the effective date of retirement, the earnings received by a teacher who retired pursuant to subdivision
13 (4) of section 5 when added to any pension or retirement allowance he is receiving shall not exceed the
14 salary that is being paid for the position from which he was retired or in which his employment was
15 terminated. “