

ACT No. 613

2018 Regular Session

HOUSE BILL NO. 13

BY REPRESENTATIVE GREGORY MILLER

1 AN ACT

2 To amend and reenact R.S. 11:710(A)(3), (4), and (9) and (F)(3) and to enact R.S.
3 11:710(A)(5)(e), (f), and (g), relative to employment of retirees of the Teachers'
4 Retirement System of Louisiana; to provide for reemployment in a position for a
5 presenter of professional development; to provide for reemployment of tutors; to
6 provide for the reemployment of pre-kindergarten teachers; to provide for an
7 effective date; and to provide for related matters.

8 Notice of intention to introduce this Act has been published
9 as provided by Article X, Section 29(C) of the Constitution
10 of Louisiana.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 11:710(A)(3), (4), and (9) and (F)(3) are hereby amended and
13 reenacted and R.S. 11:710(A)(5)(e), (f), and (g) are hereby enacted to read as follows:

14 §710. Employment of retirees

15 A. Definitions.

16 * * *

17 (3) "Critical shortage" means any situation ~~where there exists a shortage of~~
18 ~~certified teachers in a certain subject area or a shortage of certified speech therapists,~~
19 ~~speech pathologists, audiologists, educational diagnosticians, school social workers,~~
20 ~~school counselors, or school psychologists, in which the employer has advertised and~~
21 posted notice of positions to be filled and has received fewer than three certified
22 applicants as further provided in Subsection F of this Section.

1 (4) "Reemployment-eligible critical shortage position" or "critical shortage
2 position" means any of the following:

3 (a) A position for a full-time or part-time classroom teacher who teaches any
4 student in ~~kindergarten~~ pre-kindergarten through twelfth grade in a school where a
5 critical shortage exists.

6 (b) A position for a full-time certified speech therapist, speech pathologist,
7 audiologist, educational diagnostician, school social worker, school counselor, or
8 school psychologist whose position of employment requires a valid Louisiana
9 ancillary certificate approved and issued by the state Department of Education in a
10 school district where a critical shortage exists.

11 (5) "Reemployment-eligible position" means any of the following:

12 * * *

13 (e) A position for a presenter of professional development training.

14 (f) A position for a tutor for any student in pre-kindergarten through twelfth
15 grade.

16 (g) A position for a classroom teacher employed in a temporary capacity to
17 proctor tests.

18 * * *

19 (9) "Substitute classroom teacher" means any classroom teacher employed
20 in a temporary capacity to fill the position of another classroom teacher who is
21 unavailable to teach ~~or to proctor tests~~ for any reason.

22 * * *

23 F.

24 * * *

25 (3) On an annual basis, the employing school board for a retiree who returns
26 to active service in a position defined in Subparagraph (A)(4)(b) of this Section shall
27 certify to the Board of Elementary and Secondary Education and the board of
28 trustees of this system that a critical shortage ~~of speech therapists, speech~~
29 ~~pathologists, audiologists, educational diagnosticians, school social workers, school~~
30 ~~counselors, or school psychologists~~ exists for the position in the school district.

1 Section 2. The cost of this Act, if any, shall be funded with additional employer
2 contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana.

3 Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor
4 and subsequently approved by the legislature, this Act shall become effective on July 1,
5 2018, or on the day following such approval by the legislature, whichever is later.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____