

HOUSE No. 01077

The Commonwealth of Massachusetts

PRESENTED BY:

Martha M. Walz

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 relative to teacher compensation in regional school districts .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Martha M. Walz</i>	<i>8th Suffolk</i>
<i>Geraldo Alicea</i>	<i>6th Worcester</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>

HOUSE No. 01077

By Ms. Marty Walz of Boston, petition (accompanied by bill, House, No. 01077) of Benjamin Swan and others relative to teacher compensation in regional school districts.. Joint Committee on Education.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to teacher compensation in regional school districts .

Whereas, the deferred operation of this act would tend to defeat its purpose, which is forthwith to facilitate school district regionalization, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

□

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 42B of chapter 71 of the General Laws, as appearing in the 2008 Official
- 2 Edition, is hereby amended by striking paragraphs one through four, and inserting in place
- 3 thereof the following two paragraphs:-

- 4 Any school personnel who have professional teacher status or other rights under section forty-
- 5 one in a particular school district whose positions are superseded by reason of the establishment
- 6 and operation of a regional school district shall be employed with the same status by the regional
- 7 school district; provided, however, that there is an available position which such person is

8 certified to fill. All school personnel without such status in the district whose positions are
9 superseded by reason of the establishment and operation of a regional school district shall be
10 elected to serve in such district by the regional school district committee; provided, however, that
11 there is an available position which such person is certified to fill.

12 All personnel employed by a regional school district, whether newly created or created through
13 an expansion or consolidation of existing regional school districts, shall be paid at not less than
14 the rate received by such school personnel immediately prior to his employment by the newly
15 created, expanded or consolidated regional school district. Such pay shall remain in effect until
16 the regional school district committee and the appropriate exclusive bargaining representative for
17 regional school district employees approve a successor to the collective bargaining agreement or
18 agreements previously negotiated by the preceding school or regional school district committees.

19 Nothing herein shall be construed to require an increase in pay prior to such successor
20 agreement. In any newly created, expanded, or consolidated regional school district, the
21 bargaining unit structure and questions concerning representation, if any, shall be determined
22 pursuant to chapter 150E. All other terms and conditions of employment for personnel whose
23 positions are superseded by reason of the establishment and operation of a regional school
24 district shall be subject to chapter 150E. Personnel shall be given credit by the regional school
25 district committee for all accumulated sick leave, accumulated time towards service,
26 accumulated years of service for sabbatical leave, and accumulated time for terminal
27 compensation due such school personnel on the termination of service.