

2024 -- H 7592

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LC004970
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2024

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A N A C T

RELATING TO EDUCATION -- TEACHERS' RETIREMENT

Introduced By: Representatives O'Brien, McNamara, Slater, Kennedy, Azzinaro,
Shanley, Dawson, McEntee, Noret, and Vella-Wilkinson

Date Introduced: February 09, 2024

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 16-16-24.2 of the General Laws in Chapter 16-16 entitled "Teachers'
2 Retirement [See Title 16 Chapter 97 — The Rhode Island Board of Education Act]" is hereby
3 amended to read as follows:

4 **16-16-24.2. Substitute teaching and post-retirement employment related to statewide**
5 **staffing. [Expires June 20, 2024.]**

6 (a) Notwithstanding any public or general law, or rule or regulation to the contrary, any
7 teacher, administrator, or staff member who has retired under the provisions of title 16, 36, or 45
8 may exceed the ninety-day (90) cap on post-retirement employment upon:

9 (1) A determination by the local education authority that there exists a specialized need,
10 within their authority, to fill positions on a temporary basis, that may exceed the ninety-day (90)
11 cap on post-retirement employment;

12 (2) Retired teachers, administrators, and staff members being asked to exceed the ninety-
13 day (90) cap on post-retirement employment possess the skills, training, and knowledge necessary
14 to help address teacher and administrative staffing shortages; and

15 (3) The local education authority has notified the state retirement board that it has
16 determined that exceeding the ninety-day (90) cap on post-retirement employment is necessary to
17 help address teacher and administrative staffing shortages.

18 Provided, however, that no employment may be offered to a retiree subject to this section
19 unless the employer has made a good-faith effort each school year to fill the position with a

1 nonretired employee without success, and certifies, in writing, that it has done so to the employees'
2 retirement system and to the bargaining agents of all education unions with whom the employer
3 has collective bargaining agreements.

4 (b) Any teacher, administrator, or staff member who has retired under the provisions of
5 title 16, 36, or 45, and has been employed or re-employed under the provisions of this section, shall
6 not be entitled to additional service credits for such employment.

7 (c) Unless extended by the general assembly, this section shall sunset on June 20, ~~2024~~
8 [2026](#).

9 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO EDUCATION -- TEACHERS' RETIREMENT

- 1 This act would extend the sunset provision of § 16-16-24.2 to June 20, 2026.
- 2 This act would take effect upon passage.

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