
HOUSE BILL 1248

State of Washington

56th Legislature

1999 Regular Session

By Representatives Talcott, Carrell, Quall, Dunshee, Tokuda, Rockefeller, Esser, Keiser, Stensen, Wensman, McDonald, Grant, Linville, G. Chandler, Eickmeyer, Cooper, Schoesler, D. Schmidt, Bush, DeBolt, Barlean, Mulliken, Lambert, Van Luven, Carlson, Ruderman, Hurst, Pennington, O'Brien, Haigh, Kenney, Koster, Kagi, Campbell and Fortunato

Read first time 01/20/1999. Referred to Committee on Education.

1 AN ACT Relating to increasing the number of hours that a retired
2 teacher can teach without a reduction in benefits; and amending RCW
3 41.32.570.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 41.32.570 and 1997 c 254 s 5 are each amended to read
6 as follows:

7 (1)(a) If a retiree enters employment with an employer sooner than
8 one calendar month after his or her accrual date, the retiree's monthly
9 retirement allowance will be reduced by five and one-half percent for
10 every seven hours worked during that month. This reduction will be
11 applied each month until the retiree remains absent from employment
12 with an employer for one full calendar month.

13 (b) The benefit reduction provided in (a) of this subsection will
14 accrue for a maximum of one hundred forty hours per month. Any monthly
15 benefit reduction over one hundred percent will be applied to the
16 benefit the retiree is eligible to receive in subsequent months.

17 (2) Any retired teacher or retired administrator who enters service
18 in any public educational institution in Washington state and who has
19 satisfied the break in employment requirement of subsection (1) of this

1 section shall cease to receive pension payments while engaged in such
2 service: PROVIDED, That service may be rendered up to five hundred
3 twenty-five hours per school year without reduction of pension.

4 (3) In addition to the five hundred twenty-five hours of service
5 permitted under subsection (2) of this section, a retired teacher or
6 retired administrator may also serve only as a substitute teacher for
7 up to an additional (~~one hundred five~~) three hundred fifty hours per
8 school year without reduction of pension if:

9 (a) A school district, which is not a member of a multidistrict
10 substitute cooperative, determines that it has exhausted or can
11 reasonably anticipate that it will exhaust its list of qualified and
12 available substitutes and the school board of the district adopts a
13 resolution to make its substitute teachers who are retired teachers or
14 retired administrators eligible for the additional (~~one hundred five~~)
15 three hundred fifty hours of extended service once the list of
16 qualified and available substitutes has been exhausted. The resolution
17 by the school district shall state that the services of retired
18 teachers and retired administrators are necessary to address the
19 shortage of qualified and available substitutes. The resolution shall
20 be valid only for the school year in which it is adopted. The district
21 shall forward a copy of the resolution with a list of retired teachers
22 and retired administrators who have been employed as substitute
23 teachers to the department and may notify the retired teachers and
24 retired administrators included on the list of their right to take
25 advantage of the provisions of this subsection; or

26 (b) A multidistrict substitute cooperative determines that the
27 school districts have exhausted or can reasonably anticipate that they
28 will exhaust their list of qualified and available substitutes and each
29 of the school boards adopts a resolution to make their substitute
30 teachers who are retired teachers or retired administrators eligible
31 for the extended service once the list of qualified and available
32 substitutes has been exhausted. The resolutions by each of the school
33 districts shall state that the services of retired teachers and retired
34 administrators are necessary to address the shortage of qualified and
35 available substitutes. The resolutions shall be valid only for the
36 school year in which they are adopted. The cooperative shall forward
37 a copy of the resolutions with a list of retired teachers and retired
38 administrators who have been employed as substitute teachers to the
39 department and may notify the retired teachers and retired

1 administrators included on the list of their right to take advantage of
2 the provisions of this subsection.

3 (4) In addition to the five hundred twenty-five hours of service
4 permitted under subsection (2) of this section, a retired administrator
5 or retired teacher may also serve as a substitute administrator up to
6 an additional (~~one hundred five~~) three hundred fifty hours per school
7 year without reduction of pension if a school district board of
8 directors adopts a resolution declaring that the services of a retired
9 administrator or retired teacher are necessary because it cannot find
10 a replacement administrator to fill a vacancy. The resolution shall be
11 valid only for the school year in which it is adopted. The district
12 shall forward a copy of the resolution with the name of the retired
13 administrator or retired teacher who has been employed as a substitute
14 administrator to the department. However, a retired administrator or
15 retired teacher may not serve more than a total of one hundred five
16 additional hours per school year pursuant to subsections (3) and (4) of
17 this section.

18 (5) Subsection (2) of this section shall apply to all persons
19 governed by the provisions of plan I, regardless of the date of their
20 retirement, but shall apply only to benefits payable after June 11,
21 1986.

22 (6) Subsection (3) of this section shall apply to all persons
23 governed by the provisions of plan I, regardless of the date of their
24 retirement, but shall only apply to benefits payable after September 1,
25 1994.

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