

FIRST REGULAR SESSION

HOUSE BILL NO. 936

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SHAUL (113).

1913H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 169.560, RSMo, and to enact in lieu thereof one new section relating to retired teachers.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 169.560, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 169.560, to read as follows:

169.560. 1. (1) Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity in a district included in the retirement system created by those sections **without a discontinuance of the person's retirement allowance; except that, employment in a position that requires certification under section 168.021 shall be subject to the requirements of subsection 2 of this section.**

(2) Notwithstanding any other provision of law, a person employed in a district under this subsection in a position that does not require certification under section 168.021 shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment.

2. (1) Any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, may be employed in a position that requires certification under section 168.021 in a district included in the retirement system created by sections 169.010 to 169.141 on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 employing district's salary schedule for the position or positions filled by the retiree, given such
19 person's level of experience and education, without a discontinuance of the person's retirement
20 allowance. If the employing school district does not utilize a salary schedule, or if the position
21 in question is not subject to the employing district's salary schedule, a retiree employed in
22 accordance with the provisions of this section may earn up to fifty percent of the annual
23 compensation paid to the person or persons who last held such position or positions. If the
24 position or positions did not previously exist, the compensation limit shall be determined in
25 accordance with rules duly adopted by the board of trustees of the retirement system; provided
26 that, it shall not exceed fifty percent of the annual compensation payable for the position in the
27 employing school district that is most comparable to the position filled by the retiree. In any case
28 where a retiree fills more than one position during the school year, the fifty-percent limit on
29 permitted earning shall be based solely on the annual compensation of the highest paid position
30 occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a
31 person shall not contribute to the retirement system or to the public education employee
32 retirement system established by sections 169.600 to 169.715 because of earnings during such
33 period of employment. If such a person is employed ~~[in any capacity]~~ by such a district on a
34 regular, full-time basis, the person shall not be eligible to receive the person's retirement
35 allowance for any month during which the person is so employed and shall contribute to the
36 retirement system.

37 **(2) The provisions of this subsection shall not apply to any person employed in a**
38 **position that does not require certification under section 168.021.**

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