

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL NO. 1254

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “Retirement System,” insert “the”; in line 11, after “or” insert “the”; in line 17, after “committees;” insert “altering the conditions under which certain retirees who are receiving an ordinary disability retirement and who are reemployed by certain employers are subject to a reduction to their ordinary disability retirement allowance;”; and in line 24, strike “22-406 and 23-407” and substitute “22-406, 23-407, and 29-116”.

AMENDMENT NO. 2

On page 3, in line 33, after “LANGUAGE,” insert “TECHNOLOGY EDUCATION,”.

On page 6, in line 4, before “AN” insert “EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH,”; after line 8, insert:

“2. TECHNOLOGY EDUCATION;”;

in lines 9 and 11, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively; after line 12, insert:

“(III) AN INDIVIDUAL REHIRED AT A SCHOOL DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT TEACH IN THE ARTS, AS DEFINED BY THE STATE DEPARTMENT OF EDUCATION BY REGULATION.”;

strike beginning with “NOT” in line 24 down through “2001,” in line 26 and substitute “DESCRIBED UNDER PARAGRAPH (5)(I)1 OR (6)(I) OF THIS SUBSECTION,”; after line 29, insert:

“(8) AN INDIVIDUAL WHO IS REHIRED UNDER PARAGRAPH (4)(V) OR

(Over)

(VI) OF THIS SUBSECTION MAY NOT BE EMPLOYED AT A PUBLIC SCHOOL THAT IS IN THE TOP 60% OF PUBLIC SCHOOLS IN THE STATE IN OVERALL PERFORMANCE FOR THE PRIOR SCHOOL YEAR IN READING AND MATH, AS CALCULATED ANNUALLY BY THE STATE BOARD OF EDUCATION.”;

and in line 30, strike “(8)” and substitute “(9)”.

AMENDMENT NO. 3

On page 7, strike in their entirety lines 6 through 9, inclusive; in line 10, strike “(10)” and substitute “(C)”;

strike beginning with “PARAGRAPH” in line 10 down through “SUBSECTION” in line 11 and substitute “THIS SECTION”; in line 11, strike “60” and substitute “45”; and in lines 13, 16, 19, 21, 29, and 32, strike “(c)”, “(d)”, “(e)”, “(f)”, “(g)”, and “(h)”, respectively, and substitute “(D)”, “(E)”, “(F)”, “(G)”, “(H)”, and “(I)”, respectively.

On page 8 in lines 8, 12, 16, 25, 28, and on page 9 in line 13, strike “(i)”, “(j)”, “(k)”, “(l)”, “(m)”, and “(n)”, respectively, and substitute “(J)”, “(K)”, “(L)”, “(M)”, “(N)”, and “(O)”, respectively.

On page 9, in line 21, strike “NURSES” and substitute “HEALTH CARE PRACTITIONERS”; and in line 22, strike “NURSE” and substitute “HEALTH CARE PRACTITIONER”.

AMENDMENT NO. 4

On page 10, in line 35, after “LANGUAGE,” insert “TECHNOLOGY EDUCATION,”.

On page 13, in line 4, before “AN” insert “EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH,”; after line 8, insert:

“2. TECHNOLOGY EDUCATION;”;

in lines 9 and 11, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively; after line 12, insert:

“(III) AN INDIVIDUAL REHIRED AT A SCHOOL DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT TEACH IN THE ARTS, AS DEFINED”.

BY THE STATE DEPARTMENT OF EDUCATION BY REGULATION.”;

strike beginning with “NOT” in line 24 down through “2001,” in line 26 and substitute “DESCRIBED UNDER PARAGRAPH (5)(I)1 OR (6)(I) OF THIS SUBSECTION,”; after line 29, insert:

“(8) AN INDIVIDUAL WHO IS REHIRED UNDER PARAGRAPH (4)(III) OR (IV) OF THIS SUBSECTION MAY NOT BE EMPLOYED AT A PUBLIC SCHOOL THAT IS IN THE TOP 60% OF PUBLIC SCHOOLS IN THE STATE IN OVERALL PERFORMANCE FOR THE PRIOR SCHOOL YEAR IN READING AND MATH, AS CALCULATED ANNUALLY BY THE STATE BOARD OF EDUCATION.”;

and in line 30, strike “(8)” and substitute “(9)”.

AMENDMENT NO. 5

On page 14, strike in their entirety lines 6 through 9, inclusive; in line 10, strike “(10)” and substitute “(C)”; strike beginning with “PARAGRAPH” in line 10 down through “SUBSECTION” in line 11 and substitute “THIS SECTION”; in line 11, strike “60” and substitute “45”; and in lines 13, 16, 19, 21, 29, and 32, strike “(c)”, “(d)”, “(e)”, “(f)”, “(g)”, and “(h)”, respectively, and substitute “(D)”, “(E)”, “(F)”, “(G)”, “(H)”, and “(I)”, respectively.

On page 15 in lines 8, 12, 16, 25, 28, and on page 16 in line 13, strike “(i)”, “(j)”, “(k)”, “(l)”, “(M)”, and “(N)”, respectively, and substitute “(J)”, “(K)”, “(L)”, “(M)”, “(N)”, and “(O)”, respectively.

On page 16, in line 21, strike “NURSES” and substitute “HEALTH CARE PRACTITIONERS”; and in line 22, strike “NURSE” and substitute “HEALTH CARE PRACTITIONER”.

AMENDMENT NO. 6

On page 16, after line 22, insert:

“29-116.”

- (a) The Board of Trustees shall reduce the pension of a retiree on ordinary disability if:
- (1) the retiree is under normal retirement age;
 - (2) the medical board certifies in a report to the Board of Trustees that the retiree is [engaged in a gainful occupation paying more] EMPLOYED BY A PARTICIPATING EMPLOYER AT AN ANNUAL COMPENSATION THAT IS GREATER than the difference between:
 - (i) the retiree's retirement allowance at retirement; and
 - (ii) the retiree's average final compensation plus \$5,000;
 - (3) the Board of Trustees agrees with the medical board's report; and
 - (4) the retiree's allowance has not been temporarily suspended as provided in § 29-115 of this subtitle.
- (b) The Board of Trustees shall reduce the pension of a retiree who has been receiving an ordinary disability retirement allowance for:
- (1) less than 10 years, by \$1 for every \$2 that the retiree's current compensation exceeds the limit under subsection (a) of this section; or
 - (2) at least 10 years, by \$1 for every \$5 that the retiree's current compensation exceeds the limit under subsection (a) of this section.
- (c) The pension to be reduced under this section is the pension at retirement without any cost-of-living adjustment."