

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL NO. 663

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Kasemeyer” and substitute “Senators Kasemeyer, Green, Hollinger, Currie, Hogan, Brinkley, DeGrange, Jones, Kramer, Lawlah, McFadden, Munson, Ruben, Schrader, and Stoltzfus”; in lines 4, 6 and 7, and 8 and 9, strike “Employees’ Retirement System, Employees’ Pension System,”; in line 5, strike the comma; in lines 6 and 8, in each instance, strike “the”; in line 7, strike the second comma; in line 9, strike the third comma; in line 10, after the semicolon insert “prohibiting certain retirees from being rehired within a certain period of time under certain circumstances;”; in line 12, after “information” insert “within a certain period of time; requiring the Board of Trustees for the State Retirement and Pension System and the State Department of Education to review certain information from certain superintendents of local school systems; requiring the Board of Trustees for the State Retirement and Pension System to notify certain superintendents of local school systems of certain findings”; in line 14, strike “the county boards of education” and substitute “certain local school superintendents”; in lines 15 and 19, in each instance, strike “Board” and substitute “Department”; strike beginning with “requiring” in line 16 down through the semicolon in line 18; strike beginning with “requiring” in line 19 down through the semicolon in line 21; in line 22, strike “and Department of Health and Mental Hygiene”; and in line 23, strike “certain committees” and substitute “the Joint Committee on Pensions; requiring the Board of Trustees for the State Retirement and Pension System to submit certain reports by a certain date to the Joint Committee on Pensions; providing for the termination of certain sections of this Act”.

AMENDMENT NO. 2

On page 2 in line 18, on page 6 in line 31, on page 7 in line 27, on page 9 in line 3, on page 13 in line 5, and on page 14 in line 2, in each instance, strike “BOARD” and substitute “DEPARTMENT”.

On page 4 in lines 13 and 18, and on page 10 in lines 29 and 34, in each instance, strike

(Over)

“BETTER THAN”.

AMENDMENT NO. 3

On page 4, in line 20, after the semicolon insert “OR”; and strike beginning with the semicolon in line 23 down through “ARTICLE” in line 35.

On page 10, in line 22, after the semicolon insert “OR”; and in line 36, strike “; OR” and substitute a period.

On page 11, strike in their entirety lines 1 through 12, inclusive.

AMENDMENT NO. 4

On page 5, in line 3, after “TEACHER,” insert “OR”; in the same line, strike “, OR SUBSTITUTE TEACHER MENTOR”; in lines 6 and 30, in each instance, strike ““IN SCHOOL IMPROVEMENT”” and substitute “IN NEED OF IMPROVEMENT”; in lines 11 and 35, in each instance, after “FOR” insert “ADJUDICATED YOUTHS OR”; strike beginning with “EXCEPT” in line 14 down through the comma in line 15; strike beginning with “TECHNOLOGY” in line 18 down through “3.” in line 19; in line 21, strike “4.” and substitute “3.”; and strike in their entirety lines 23 through 26, inclusive.

On page 6, after line 4, insert:

“(8) (I) NOTWITHSTANDING PARAGRAPH (5) OF THIS SUBSECTION, EACH SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM MAY REHIRE AN ADDITIONAL NUMBER OF INDIVIDUALS DESCRIBED UNDER PARAGRAPH (4)(V) OF THIS SUBSECTION EQUAL TO THE GREATER OF:

1. THREE; OR

2. 0.1% OF THE TOTAL FULL-TIME EQUIVALENT INSTRUCTIONAL TEACHERS EMPLOYED BY THAT LOCAL SCHOOL SYSTEM, ROUNDED UP TO THE NEAREST WHOLE NUMBER NOT TO EXCEED 10, AS REPORTED ANNUALLY BY THE STATE DEPARTMENT OF EDUCATION.

(II) AT ANY ONE TIME, THE TOTAL NUMBER OF INDIVIDUALS REHIRED BY A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM UNDER THIS PARAGRAPH MAY NOT EXCEED THE NUMBER DETERMINED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(III) AN INDIVIDUAL REHIRED UNDER THIS PARAGRAPH:

1. SHALL BE REEMPLOYED AT A SCHOOL SPECIFIED IN PARAGRAPH (5)(I) OF THIS SUBSECTION; AND

2. MAY TEACH ANY SUBJECT OR CLASS OR PROVIDE EDUCATIONAL SERVICES ASSIGNED BY THE INDIVIDUAL'S SUPERINTENDENT."

On page 11, in line 15, after "TEACHER," insert "OR"; in the same line, strike ", OR SUBSTITUTE TEACHER MENTOR"; in line 18, strike "'IN SCHOOL IMPROVEMENT'" and substitute "IN NEED OF IMPROVEMENT"; in line 23, after "FOR" insert "ADJUDICATED YOUTHS OR"; strike beginning with "EXCEPT" in line 26 down through the comma in line 27; strike beginning with "TECHNOLOGY" in line 30 down through "3." in line 31; and in line 33, strike "4." and substitute "3.".

On pages 11 and 12, strike in their entirety the lines beginning with line 35 on page 11 through line 2 on page 12, inclusive.

On page 12, in line 6, strike "'IN SCHOOL IMPROVEMENT'" and substitute "IN NEED OF IMPROVEMENT"; in line 11, after "FOR" insert "ADJUDICATED YOUTHS OR"; and after line 17, insert:

"(8) (I) NOTWITHSTANDING PARAGRAPH (5) OF THIS SUBSECTION, EACH SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM MAY REHIRE AN ADDITIONAL NUMBER OF INDIVIDUALS DESCRIBED UNDER PARAGRAPH (4)(V) OF THIS SUBSECTION EQUAL TO THE GREATER OF:

1. THREE; OR

2. 0.1%, OF THE TOTAL FULL-TIME EQUIVALENT INSTRUCTIONAL TEACHERS EMPLOYED BY THAT LOCAL SCHOOL SYSTEM, ROUNDED UP TO THE NEAREST WHOLE NUMBER NOT TO EXCEED 10, AS REPORTED

ANNUALLY BY THE STATE DEPARTMENT OF EDUCATION.

(II) AT ANY ONE TIME, THE TOTAL NUMBER OF INDIVIDUALS REHIRED BY A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM UNDER THIS PARAGRAPH MAY NOT EXCEED THE NUMBER DETERMINED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(III) AN INDIVIDUAL REHIRED UNDER THIS PARAGRAPH:

1. SHALL BE REEMPLOYED AT A SCHOOL SPECIFIED IN PARAGRAPH (5)(I) OF THIS SUBSECTION; AND

2. MAY TEACH ANY SUBJECT OR CLASS OR PROVIDE EDUCATIONAL SERVICES ASSIGNED BY THE INDIVIDUAL'S SUPERINTENDENT."

AMENDMENT NO. 5

On page 6, in line 5, strike "(8)" and substitute "(9)"; in line 8, after the semicolon insert "AND"; in line 10, strike "; AND" and substitute a period; in line 11, strike "3." and substitute "(II)"; strike beginning with "ON" in line 11 down through "COMPLETE" in line 12 and substitute "WITHIN 30 DAYS AFTER REHIRING AN INDIVIDUAL, THE SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM SHALL COMPLETE AND FILE WITH THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION"; strike in its entirety line 13; in line 14, strike "SATISFIES" and substitute "REHIRED BY THE LOCAL SCHOOL SYSTEM UNDER PARAGRAPH (4)(V) OR (VI) OF THIS SUBSECTION:

1. SATISFIED";

in line 15, strike "SUBSECTION AND IS" and substitute "SUBSECTION:

2. WAS";

in line 16, strike "(5)" and substitute "(5)(I)"; in the same line, after "SUBSECTION" insert "; AND

3. IF REHIRED UNDER PARAGRAPH (4)(V) OF THIS

SUBSECTION, WAS:

A. TEACHING IN AN AREA SPECIFIED IN PARAGRAPH (5)(II) OF THIS SUBSECTION; OR

B. TEACHING IN ANY CLASS OR SUBJECT OR PROVIDING EDUCATIONAL SERVICES AS PROVIDED UNDER PARAGRAPH (8) OF THIS SUBSECTION”;

in line 17, strike “(II)” and substitute “(III)””; strike beginning with “IF” in line 17 down through the comma in line 23 and substitute “ON OR BEFORE APRIL 1 OF EACH YEAR, THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION SHALL JOINTLY REVIEW ANY FORMS FILED BY A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH DURING THE PREVIOUS CALENDAR YEAR.”

2. IF THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION AGREE THAT A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM HAS REHIRED AN INDIVIDUAL THAT DOES NOT SATISFY THE CRITERIA PROVIDED IN PARAGRAPH (4)(V) OR (VI) AND (5), (6), OR (8) OF THIS SUBSECTION:

A. ON OR BEFORE JULY 1 OF THE YEAR OF THE FINDING, THE BOARD OF TRUSTEES SHALL NOTIFY THE SUPERINTENDENT OF THE LOCAL SCHOOL SYSTEM OF THIS INDIVIDUAL; AND

B.”;

in line 27, strike “2.” and substitute “(IV)””; strike beginning with “JUNE” in line 28 down through “TAKEN” in line 29 and substitute “DECEMBER 31 OF THE YEAR THE LOCAL SCHOOL SYSTEM RECEIVES NOTICE FROM THE BOARD OF TRUSTEES UNDER SUBPARAGRAPH (III)2A OF THIS PARAGRAPH””; in line 30, strike “(III)” and substitute “(10)””; in line 31, strike “ON” and substitute “FOR THE PREVIOUS SCHOOL YEAR””; in lines 32, 34, 36, and 38, strike “1.”, “2.”, “3.”, and “4.”, respectively, and substitute “(I)”, “(II)”, “(IV)”, and “(V)”, respectively; in

(Over)

line 33, after “(VI)” insert “OR (8)”; and strike beginning with “THE” in line 34 down through “EMPLOYED” in line 35 and substitute:

“1. THE SCHOOL AND SCHOOL SYSTEM WHERE EACH INDIVIDUAL WAS REHIRED; AND

2. WHETHER THE SCHOOL:

A. WAS NOT MAKING ADEQUATE YEARLY PROGRESS OR WAS A SCHOOL IN NEED OF IMPROVEMENT AS DEFINED UNDER THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001 AND AS IMPLEMENTED BY THE STATE DEPARTMENT OF EDUCATION;

B. WAS RECEIVING FUNDS UNDER TITLE 1 OF THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001; OR

C. PROVIDED AN ALTERNATIVE EDUCATION PROGRAM FOR ADJUDICATED YOUTHS OR STUDENTS WHO HAVE BEEN EXPELLED, SUSPENDED, OR IDENTIFIED FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL;

(III) THE ORIGINAL DATE OF REHIRE FOR EACH INDIVIDUAL”.

On page 12, in line 18, strike “(8)” and substitute “(9)”; in line 21, after the semicolon insert “AND”; in line 23, strike “; AND” and substitute a period; in line 24, strike “3.” and substitute “(II)”; strike beginning with “ON” in line 24 down through “COMPLETE” in line 25 and substitute “WITHIN 30 DAYS AFTER REHIRING AN INDIVIDUAL, THE SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM SHALL COMPLETE AND FILE WITH THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION”; strike in its entirety line 26; in line 27, strike “STATES” and substitute “CERTIFIES”; in the same line, strike “SATISFIES” and substitute “REHIRED BY THE LOCAL SCHOOL SYSTEM UNDER PARAGRAPH (4)(V) OR (VI) OF THIS SUBSECTION:

1. SATISFIED”;

in line 28, strike “SUBSECTION AND IS” and substitute “SUBSECTION;

2. WAS”;

in line 29, strike “(5)” and substitute “(5)(I)”; in the same line, after “SUBSECTION” insert “; AND

3. IF REHIRED UNDER PARAGRAPH (4)(IV) OF THIS SUBSECTION, WAS:

A. TEACHING IN AN AREA SPECIFIED IN PARAGRAPH (5)(I) OF THIS SUBSECTION; OR

B. TEACHING IN ANY CLASS OR SUBJECT OR PROVIDING EDUCATIONAL SERVICES AS PROVIDED UNDER PARAGRAPH (8) OF THIS SUBSECTION”;

in line 30, strike “(II)” and substitute “(III)”; and strike beginning with “IF” in line 30 down through the comma in line 36 and substitute “ON OR BEFORE APRIL 1 OF EACH YEAR, THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION SHALL JOINTLY REVIEW ANY FORMS FILED BY A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.

2. IF THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION AGREE THAT A SUPERINTENDENT OF A LOCAL SCHOOL SYSTEM HAS REHIRED AN INDIVIDUAL THAT DOES NOT SATISFY THE CRITERIA PROVIDED IN PARAGRAPH (4)(IV) OR (V) AND (5), (6), OR (8) OF THIS SUBSECTION:

A. ON OR BEFORE JULY 1 OF THE YEAR OF THE FINDING, THE BOARD OF TRUSTEES SHALL NOTIFY THE SUPERINTENDENT OF THE LOCAL SCHOOL SYSTEM OF THIS INDIVIDUAL; AND

B.

On page 13, in line 1, strike “2.” and substitute “(IV)”; strike beginning with “JUNE” in line 2 down through “TAKEN” in line 3 and substitute “DECEMBER 31 OF THE YEAR THE LOCAL SCHOOL SYSTEM RECEIVES NOTICE FROM THE BOARD OF TRUSTEES UNDER SUBPARAGRAPH (III)2A OF THIS PARAGRAPH”; in line 4, strike “(III)” and substitute “(10)”; in line 5, strike “ON” and substitute “FOR THE PREVIOUS SCHOOL YEAR”; in lines 6, 8, 10, and 12, strike “1.”, “2.”, “3.”, and “4.”, respectively, and substitute “(I)”, “(II)”, “(IV)”, and “(V)”, respectively; in line 7, after “(V)” insert “OR (8)”; and strike beginning with “THE” in line 8 down through “EMPLOYED” in line 9 and substitute:

“1. THE SCHOOL AND SCHOOL SYSTEM WHERE EACH INDIVIDUAL WAS REHIRED; AND

2. WHETHER THE SCHOOL:

A. WAS NOT MAKING ADEQUATE YEARLY PROGRESS OR WAS A SCHOOL IN NEED OF IMPROVEMENT AS DEFINED UNDER THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001 AND AS IMPLEMENTED BY THE STATE DEPARTMENT OF EDUCATION;

B. WAS RECEIVING FUNDS UNDER TITLE 1 OF THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001; OR

C. PROVIDED AN ALTERNATIVE EDUCATION PROGRAM FOR ADJUDICATED YOUTHS OR STUDENTS WHO HAVE BEEN EXPELLED, SUSPENDED, OR IDENTIFIED FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL;

(III) THE ORIGINAL DATE OF REHIRE FOR EACH INDIVIDUAL”.

AMENDMENT NO. 6

On page 7 in line 2, and on page 13 in line 14, in each instance, after “RETIRED” insert “IF:

(1) THE INDIVIDUAL’S CURRENT EMPLOYER IS A PARTICIPATING



EMPLOYER OTHER THAN THE STATE AND IS THE SAME PARTICIPATING EMPLOYER THAT EMPLOYED THE INDIVIDUAL AT THE TIME OF THE INDIVIDUAL'S LAST SEPARATION FROM EMPLOYMENT WITH A PARTICIPATING EMPLOYER BEFORE THE INDIVIDUAL COMMENCED RECEIVING A SERVICE RETIREMENT ALLOWANCE; OR

(2) THE INDIVIDUAL'S CURRENT EMPLOYER IS ANY UNIT OF STATE GOVERNMENT AND THE INDIVIDUAL'S EMPLOYER AT THE TIME OF THE INDIVIDUAL'S LAST SEPARATION FROM EMPLOYMENT WITH THE STATE BEFORE THE INDIVIDUAL COMMENCED RECEIVING A SERVICE RETIREMENT ALLOWANCE WAS ALSO A UNIT OF STATE GOVERNMENT".

AMENDMENT NO. 7

On page 7, strike in their entirety lines 19 through 25, inclusive; in line 26, strike "(K)" and substitute "(I)"; strike beginning with the first "IN" in line 26 down through "ARTICLE," in line 27; strike beginning with "CONCERNING" in line 28 down through "OF" in line 29 and substitute "TO CARRY OUT"; strike in their entirety lines 30 through 34, inclusive; and in line 35, strike "(M)" and substitute "(J)".

On page 13, strike in their entirety lines 31 through 37, inclusive.

On page 14, in line 1, strike "(K)" and substitute "(I)"; strike beginning with the first "IN" in line 1 down through "ARTICLE," in line 2; strike beginning with "CONCERNING" in line 3 down through "OF" in line 4 and substitute "TO CARRY OUT"; strike in their entirety lines 5 through 9, inclusive; and in line 10, strike "(M)" and substitute "(J)".

AMENDMENT NO. 8

On page 8, strike in their entirety lines 5 through 7, inclusive; in line 8, strike "(O)" and substitute "(K)"; in the same line, strike "SEPTEMBER 1" and substitute "OCTOBER 1"; in line 9, after "REPORT" insert "FOR THE PREVIOUS SCHOOL YEAR,"; strike beginning with "EDUCATION" in line 9 down through "THE" in line 12; in line 15, after "(VI)" insert "AND (8)"; in line 16, after "(2)" insert "(I)"; in lines 16 and 17, strike "HAS BEEN" and substitute "WAS"; in line 17, after the semicolon insert "AND

(II) WHETHER THE SCHOOL:

1. WAS NOT MAKING ADEQUATE YEARLY PROGRESS OR WAS A SCHOOL IN NEED OF IMPROVEMENT AS DEFINED UNDER THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001 AND AS IMPLEMENTED BY THE STATE DEPARTMENT OF EDUCATION;

2. WAS RECEIVING FUNDS UNDER TITLE 1 OF THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001; OR

3. PROVIDED AN ALTERNATIVE EDUCATION PROGRAM FOR ADJUDICATED YOUTHS OR STUDENTS WHO HAVE BEEN EXPELLED, SUSPENDED, OR IDENTIFIED FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL;”;

in line 18, strike “ANY” and substitute “THE ANNUAL STAFFING”; in line 19, strike “UNDER” and substitute “IN ACCORDANCE WITH”; strike beginning with “AND” in line 20 down through “AREA” in line 21 and substitute “CERTIFYING AREAS”; in line 21, after “SHORTAGE” insert “FOR THE PREVIOUS SCHOOL YEAR”; in line 24, strike “IS” and substitute “WAS”; in line 25, strike “AND”; in line 26, after “RETIREE” insert “; AND”

(6) THE TOTAL NUMBER OF YEARS EACH RETIREE HAS BEEN REEMPLOYED AT THE SCHOOL WHERE THE RETIREE WAS REHIRED FOR THE PREVIOUS SCHOOL YEAR.

(L) ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE BOARD OF TRUSTEES SHALL SUBMIT A REPORT FOR THE PREVIOUS CALENDAR YEAR TO THE JOINT COMMITTEE ON PENSIONS, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THAT PROVIDES:

(1) THE NUMBER OF INDIVIDUALS IN EACH LOCAL SCHOOL SYSTEM THAT THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION AGREE WERE REHIRED AND DID NOT SATISFY THE CRITERIA PROVIDED IN SUBSECTION (B)(4)(V) OR (VI) AND (5), (6), OR (8) OF THIS SECTION; AND

(2) ANY REIMBURSEMENTS A LOCAL SCHOOL SYSTEM MADE UNDER SUBSECTION (B)(9)(III) OF THIS SECTION;  
and strike in their entirety lines 27 through 38, inclusive.

On page 14, strike in their entirety lines 19 through 21, inclusive; in line 22, strike “(O)” and substitute “(K)”;  
in the same line, strike “SEPTEMBER 1” and substitute “OCTOBER 1”; in line 23, after “REPORT” insert “FOR THE PREVIOUS SCHOOL YEAR,”; strike beginning with “EDUCATION” in line 23 down through “THE” in line 26; in line 29, after “(V)” insert “AND (8)”; in line 30, after “(2)” insert “(I)”; in lines 30 and 31, strike “HAS BEEN” and substitute “WAS”; in line 31, after the semicolon insert “AND”

(II) WHETHER THE SCHOOL:

1. WAS NOT MAKING ADEQUATE YEARLY PROGRESS OR WAS A SCHOOL IN NEED OF IMPROVEMENT AS DEFINED UNDER THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001 AND AS IMPLEMENTED BY THE STATE DEPARTMENT OF EDUCATION;

2. WAS RECEIVING FUNDS UNDER TITLE 1 OF THE FEDERAL NO CHILD LEFT BEHIND ACT OF 2001; OR

3. PROVIDED AN ALTERNATIVE EDUCATION PROGRAM FOR ADJUDICATED YOUTHS OR STUDENTS WHO HAVE BEEN EXPELLED, SUSPENDED, OR IDENTIFIED FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL;”;

in line 32, strike “ANY” and substitute “THE ANNUAL STAFFING”; in line 33, strike “UNDER” and substitute “IN ACCORDANCE WITH”; strike beginning with “AND” in line 34 down through “AREA” in line 35 and substitute “CERTIFYING AREAS”; in the same line, after “SHORTAGE” insert “FOR THE PREVIOUS SCHOOL YEAR”; in line 38, strike “IS” and substitute “WAS”; and in line 39, strike “AND”.

On page 15, in line 1, after "RETIREE" insert "; AND

(6) THE TOTAL NUMBER OF YEARS EACH RETIREE HAS BEEN REEMPLOYED AT THE SCHOOL WHERE THE RETIREE WAS REHIRED FOR THE PREVIOUS SCHOOL YEAR.

(L) ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE BOARD OF TRUSTEES SHALL SUBMIT A REPORT FOR THE PREVIOUS CALENDAR YEAR TO THE JOINT COMMITTEE ON PENSIONS, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THAT PROVIDES:

(1) THE NUMBER OF INDIVIDUALS IN EACH LOCAL SCHOOL SYSTEM THAT THE BOARD OF TRUSTEES AND THE STATE DEPARTMENT OF EDUCATION AGREE WERE REHIRED AND DID NOT SATISFY THE CRITERIA PROVIDED IN SUBSECTION (B)(4)(IV) OR (V) AND (5), (6), OR (8) OF THIS SECTION; AND

(2) ANY REIMBURSEMENTS A LOCAL SCHOOL SYSTEM MADE UNDER SUBSECTION (B)(9)(II) OF THIS SECTION";

and strike in their entirety lines 2 through 13, inclusive.

AMENDMENT NO. 9

On page 15, in line 14, after "That" insert ";

(a) This section applies to an individual who:

(1) is a retiree of the Teachers' Retirement System or Teachers' Pension System;

and

(2) was reemployed as a principal for the 2004-2005 school year:

(i) by a school system that, for the 2003-2004 school year did not make annual yearly progress as defined under the federal No Child Left Behind Act of 2001 and as implemented by the State Department of Education; and

(ii) at a school that, for 2003-2004 school year:

1. made annual yearly progress as defined under the federal No Child Left Behind Act of 2001 and as implemented by the State Department of Education; and

2. is not receiving funds under Title 1 of the federal No Child Left Behind Act of 2001.

(b) An individual described under subsection (a) of this section may continue to be reemployed until June 30, 2007, without being subject to a reduction to the individual's retirement allowance as specified in § 22-406(c)(2) or § 23-407(c)(2) of the State Personnel and Pensions Article, if the individual remains a principal at the same school where the individual was placed for the 2004-2005 school year.

SECTION 3. AND BE IT FURTHER ENACTED, That”;

and in line 15, after the period insert “Section 2 of this Act shall remain effective for a period of 2 years and, at the end of June 30, 2007, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.