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**SUBSTITUTE SENATE BILL 6273**

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**State of Washington**

**53rd Legislature**

**1994 Regular Session**

**By** Senate Committee on Education (originally sponsored by Senators Winsley, Wojahn, Franklin, Bauer, Roach, Oke, M. Rasmussen, Rinehart, Erwin, Skratek, Moyer and McAuliffe)

Read first time 02/03/94.

1 AN ACT Relating to pension payments to retired teachers; amending  
2 RCW 41.32.570; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that there is a  
5 shortage of certificated substitute teachers in many regions of the  
6 state, and that this shortage will likely increase in the coming years.  
7 The legislature further finds that one method of reducing this shortage  
8 of substitute teachers is to encourage retired teachers to serve as  
9 substitutes by increasing the number of days they can work without  
10 affecting their retirement payments.

11 **Sec. 2.** RCW 41.32.570 and 1989 c 273 s 29 are each amended to read  
12 as follows:

13 (1) Any retired teacher who enters service in any public  
14 educational institution in Washington state shall cease to receive  
15 pension payments while engaged in such service: PROVIDED, That service  
16 may be rendered up to seventy-five days per school year without  
17 reduction of pension.

1       (2) In addition to the seventy-five days of service permitted under  
2 subsection (1) of this section, a retired teacher may also serve only  
3 as a substitute teacher for up to an additional fifteen days per school  
4 year without reduction of pension if:

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

20       (b) A multidistrict substitute cooperative determines that the  
21 school districts have exhausted or can reasonably anticipate that they  
22 will exhaust their list of qualified and available substitutes and each  
23 of the school boards adopts a resolution to make their substitute  
24 teachers who are retired teachers eligible for the extended service  
25 once the list of qualified and available substitutes has been  
26 exhausted. The resolutions by each of the school districts shall state  
27 that the services of retired teachers are necessary to address the  
28 shortage of qualified and available substitutes. The resolutions shall  
29 be valid only for the school year in which they are adopted. The  
30 cooperative shall forward a copy of the resolutions with a list of  
31 retired teachers who have been employed as substitute teachers to the  
32 department and may notify the retired teachers included on the list of  
33 their right to take advantage of the provisions of this subsection.

34       (3) Subsection (1) of this section shall apply to all persons  
35 governed by the provisions of plan I, regardless of the date of their

1 retirement, but shall apply only to benefits payable after June 11,  
2 1986.

3 (4) Subsection (2) of this section shall apply to all persons  
4 governed by the provisions of plan I, regardless of the date of their  
5 retirement, but shall only apply to benefits payable after September 1,  
6 1994.

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