

2023 -- H 5196

LC000734

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO EDUCATION -- TEACHERS' RETIREMENT

Introduced By: Representatives Craven, Casimiro, Solomon, Batista, Biah, Dawson, and Noret

Date Introduced: January 19, 2023

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 16-16 of the General Laws entitled "Teachers' Retirement [See Title  
2 16 Chapter 97 — The Rhode Island Board of Education Act]" is hereby amended by adding thereto  
3 the following section:

4 **16-16-24.2. Substitute teaching and post-retirement employment related to statewide**  
5 **staffing.**

6 (a) Notwithstanding any public or general law, or rule or regulation to the contrary, any  
7 teacher, administrator, or staff member who has retired under the provisions of title 16, 36, or 45  
8 may exceed the ninety (90) day cap on post-retirement employment upon:

9 (1) A determination by the local education authority that there exists a specialized need,  
10 within their authority, to fill positions on a temporary basis, that may exceed the ninety (90) day  
11 cap on post-retirement employment;

12 (2) Retired teachers, administrators, and staff members being asked to exceed the ninety  
13 (90) day cap on post-retirement employment possess the skills, training, and knowledge necessary  
14 to help address teacher and administrative staffing shortages; and

15 (3) The local education authority has notified the state retirement board that it has  
16 determined that exceeding the ninety (90) day cap on post-retirement employment is necessary to  
17 help address teacher and administrative staffing shortages.

18 (b) Any teacher, administrator, or staff member who has retired under the provisions of  
19 title 16, 36, or 45, and has been employed or re-employed under the provisions of this section, shall

1 [not be entitled to additional service credits for such employment.](#)

2 [\(c\) Unless extended by the general assembly, this section shall sunset upon the conclusion](#)  
3 [of the 2023-2024 school year.](#)

4 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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1           This act would add a section which allows substitute teachers and post-retirement  
2 employees to exceed the ninety (90) day cap on post-retirement employment if certain conditions  
3 are met.

4           This act would take effect upon passage.

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