

HOUSE No. 1077

The Commonwealth of Massachusetts

PRESENTED BY:

Martha M. Walz

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to teacher compensation in regional school districts.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Martha M. Walz</i>	<i>8th Suffolk</i>	<i>1/19/2011</i>
<i>Geraldo Alicea</i>	<i>6th Worcester</i>	<i>2/4/2011</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>	<i>2/4/2011</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>	<i>1/25/2011</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>	<i>2/4/2011</i>

HOUSE No. 1077

By Ms. Walz of Boston, a petition (accompanied by bill, House, No. 1077) of Martha M. Walz and others relative to teacher compensation in regional school districts. Education.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to teacher compensation in regional school districts.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to facilitate school district regionalization, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 42B of chapter 71 of the General Laws, as appearing in the 2008
2 Official Edition, is hereby amended by striking paragraphs one through four, and inserting in
3 place thereof the following two paragraphs:-

4 Any school personnel who have professional teacher status or other rights under section
5 forty-one in a particular school district whose positions are superseded by reason of the
6 establishment and operation of a regional school district shall be employed with the same status
7 by the regional school district; provided, however, that there is an available position which such
8 person is certified to fill. All school personnel without such status in the district whose positions
9 are superseded by reason of the establishment and operation of a regional school district shall be
10 elected to serve in such district by the regional school district committee; provided, however, that
11 there is an available position which such person is certified to fill.

12 All personnel employed by a regional school district, whether newly created or created
13 through an expansion or consolidation of existing regional school districts, shall be paid at not
14 less than the rate received by such school personnel immediately prior to his employment by the
15 newly created, expanded or consolidated regional school district. Such pay shall remain in effect
16 until the regional school district committee and the appropriate exclusive bargaining
17 representative for regional school district employees approve a successor to the collective
18 bargaining agreement or agreements previously negotiated by the preceding school or regional
19 school district committees. Nothing herein shall be construed to require an increase in pay prior
20 to such successor agreement. In any newly created, expanded, or consolidated regional school
21 district, the bargaining unit structure and questions concerning representation, if any, shall be
22 determined pursuant to chapter 150E. All other terms and conditions of employment for
23 personnel whose positions are superseded by reason of the establishment and operation of a
24 regional school district shall be subject to chapter 150E. Personnel shall be given credit by the
25 regional school district committee for all accumulated sick leave, accumulated time towards
26 service, accumulated years of service for sabbatical leave, and accumulated time for terminal
27 compensation due such school personnel on the termination of service.