

# HOUSE . . . . . No. 4959

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, September 25, 1997.

The committee on Public Service, to whom was referred the petition (accompanied by bill, House, No. 3713) of Rachel Kaprielian relative to the definition of a "teacher" under the public employees' retirement law, reports recommending that the accompanying bill (House, No. 4959) ought to pass.

For the committee,

TIMOTHY J. TOOMEY, JR.

## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Ninety-Seven.

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### AN ACT RELATIVE TO THE DEFINITION OF TEACHER.

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

1 Chapter thirty-two of the General Laws, as appearing in the  
2 1994 Official Edition, is hereby amended by striking out the defi-  
3 nition of “teacher” in lines 467 through 483 of section one, as so  
4 appearing, and inserting in place thereof the following new defini-  
5 tion:—

6 “Teacher,” any person who is certified by the department of  
7 education, and is employed as, a “teacher,” “early childhood  
8 teacher,” “school principal/assistant school principal,” “superin-  
9 tendent/assistant superintendent,” “supervisor/director,” “adminis-  
10 trator of special education,” “school business administrator,”  
11 “library media specialist,” “school guidance counselor,” or  
12 “school psychologist,” or who holds the position of “school psy-  
13 chiatrist,” “school adjustment counselor,” or “school social  
14 worker,” “physical and occupational therapist” licensed pursuant  
15 to section twenty-three B of Chapter one hundred twelve,  
16 “director of occupational guidance and placement” appointed  
17 under Section thirty-eight A or thirty-eight D of Chapter seventy-  
18 one; provided he is employed by one or more school committees  
19 or boards of trustees or by any combination of such committees  
20 and boards on a basis of not less than half time service in any  
21 public school as defined in this section, but excluding any person  
22 serving as an exchange teacher in any such public school unless  
23 he is a member of the teachers’ retirement system at the time of  
24 entry into such service, provided, further, a teacher of adult educa-  
25 tion shall be deemed to be a teacher under this section so long as  
26 he is employed on a basis of not less than half-time service in an  
27 adult basic education program established pursuant to Chapter  
28 sixty-nine, Section one H. “Teacher” shall not be deemed to

29 include, or shall sections one to twenty-eight, inclusive apply, to  
30 any person who is a teacher in the public schools of the city of  
31 Boston except to such a teacher who on September first, nineteen  
32 hundred and twenty-three, was employed by the city of Boston  
33 and was then a member of the teachers' retirement system.

