

1 ENGROSSED HOUSE  
2 BILL NO. 4029

By: McCall, Boles, Davis and  
Hasenbeck of the House

3 and

4 Pugh of the Senate  
5  
6

7 An Act relating to the Teachers' Retirement System of  
8 Oklahoma; amending 62 O.S. 2011, Section 3103, as  
9 last amended by Section 2, Chapter 245, O.S.L. 2018  
10 (62 O.S. Supp. 2019, Section 3103), which relates to  
11 the Oklahoma Pension Legislation Actuarial Analysis  
12 Act; modifying definitions; amending 70 O.S. 2011,  
13 Section 17-116.10, as last amended by Section 2,  
14 Chapter 270, O.S.L. 2017 (70 O.S. Supp. 2019, Section  
15 17-116.10), which relates to postretirement earnings  
16 limitations; modifying restrictions with respect to  
17 postretirement employment; prescribing maximum amount  
18 of postretirement earnings; prescribing requirements  
19 related to postretirement earnings; modifying  
20 provision related to employee contributions;  
21 prohibiting accrual of postretirement service credit;  
22 providing for applicability of certain provisions  
23 regardless of certain election; providing school  
24 districts not subject to certain pretermination  
procedural requirements; prescribing maximum duration  
of postretirement contacts; providing school  
districts not required to rehire certain persons  
based upon previous employment contract; amending  
Section 3, Chapter 394, O.S.L. 2013, as last amended  
by Section 1, Chapter 10, 2nd Extraordinary Session,  
O.S.L. 2018 (70 O.S. Supp. 2019, Section 18-114.14),  
which relates to the minimum salary schedule;  
modifying provisions related to employment of retired  
teachers; providing for codification; and providing  
effective dates.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1       SECTION 1.       AMENDATORY       62 O.S. 2011, Section 3103, as  
2 last amended by Section 2, Chapter 245, O.S.L. 2018 (62 O.S. Supp.  
3 2019, Section 3103), is amended to read as follows:

4       Section 3103. As used in the Oklahoma Pension Legislation  
5 Actuarial Analysis Act:

6       1. "Amendment" means any amendment, including a substitute  
7 bill, made to a retirement bill by any committee of the House or  
8 Senate, any conference committee of the House or Senate or by the  
9 House or Senate;

10       2. "RB number" means that number preceded by the letters "RB"  
11 assigned to a retirement bill by the respective staffs of the  
12 Oklahoma State Senate and the Oklahoma House of Representatives when  
13 the respective staff office prepares a retirement bill for a member  
14 of the Legislature;

15       3. "Legislative Actuary" means the firm or entity that enters  
16 into a contract with the Legislative Service Bureau pursuant to  
17 Section 452.15 of Title 74 of the Oklahoma Statutes to provide the  
18 actuarial services and other duties provided for in the Oklahoma  
19 Pension Legislation Actuarial Analysis Act;

20       4. "Nonfiscal amendment" means an amendment to a retirement  
21 bill having a fiscal impact, which amendment does not change any  
22 factor of an actuarial investigation specified in subsection A of  
23 Section 3109 of this title;

24       5. "Nonfiscal retirement bill" means a retirement bill:

- 1       a.    which does not affect the cost or funding factors of a  
2            retirement system, or
- 3       b.    which affects such factors only in a manner which does  
4            not:
- 5            (1)   grant a benefit increase under the retirement  
6                system affected by the bill,
- 7            (2)   create an actuarial accrued liability for or  
8                increase the actuarial accrued liability of the  
9                retirement system affected by the bill, or
- 10          (3)   increase the normal cost of the retirement system  
11                affected by the bill,
- 12       c.    which authorizes the purchase by an active member of  
13            the retirement system, at the actuarial cost for the  
14            purchase as computed pursuant to the statute in effect  
15            on the effective date of the measure allowing such  
16            purchase, of years of service for purposes of reaching  
17            a normal retirement date in the applicable retirement  
18            system, but which cannot be used in order to compute  
19            the number of years of service for purposes of  
20            computing the retirement benefit for the member,
- 21       d.    which provides for the computation of a service-  
22            connected disability retirement benefit for members of  
23            the Oklahoma Law Enforcement Retirement System  
24            pursuant to Section 2-305 of Title 47 of the Oklahoma

- 1 Statutes if the members were unable to complete twenty  
2 (20) years of service as a result of the disability,  
3 e. which requires membership in the defined benefit plan  
4 authorized by Section 901 et seq. of Title 74 of the  
5 Oklahoma Statutes for persons whose first elected or  
6 appointed service occurs on or after November 1, 2018,  
7 if such persons had any prior service in the Oklahoma  
8 Public Employees Retirement System prior to November  
9 1, 2015, or  
10 f. which provides for a one-time increase in retirement  
11 benefits if the increase in retirement benefits is not  
12 a permanent increase in the gross annual retirement  
13 benefit payable to a member or beneficiary, occurs  
14 only once pursuant to a single statutory authorization  
15 and does not exceed:  
16 (1) the lesser of two percent (2%) of the gross  
17 annual retirement benefit of the member or One  
18 Thousand Dollars (\$1,000.00) and requires that  
19 the benefit may only be provided if the funded  
20 ratio of the affected retirement system would not  
21 be less than sixty percent (60%) but not greater  
22 than eighty percent (80%) after the benefit  
23 increase is paid,  
24

- 1 (2) the lesser of two percent (2%) of the gross  
2 annual retirement benefit of the member or One  
3 Thousand Two Hundred Dollars (\$1,200.00) and  
4 requires that the benefit may only be provided if  
5 the funded ratio of the affected retirement  
6 system would be greater than eighty percent (80%)  
7 but not greater than one hundred percent (100%)  
8 after the benefit increase is paid,
- 9 (3) the lesser of two percent (2%) of the gross  
10 annual retirement benefit of the member or One  
11 Thousand Four Hundred Dollars (\$1,400.00) and  
12 requires that the benefit may only be provided if  
13 the funded ratio of the affected retirement  
14 system would be greater than one hundred percent  
15 (100%) after the benefit increase is paid, or
- 16 (4) the greater of two percent (2%) of the gross  
17 annual retirement benefit of the volunteer  
18 firefighter or One Hundred Dollars (\$100.00) for  
19 persons who retired from the Oklahoma  
20 Firefighters Pension and Retirement System as  
21 volunteer firefighters and who did not retire  
22 from the Oklahoma Firefighters Pension and  
23 Retirement System as a paid firefighter.  
24

1 As used in this subparagraph, "funded ratio" means the  
2 figure derived by dividing the actuarial value of  
3 assets of the applicable retirement system by the  
4 actuarial accrued liability of the applicable  
5 retirement system, or

6 g. which modifies the postretirement earnings limit  
7 provisions in Section 17-116.10 of Title 70 of the  
8 Oklahoma Statutes as provided by Section 2 of this act  
9 and which modifies the postretirement provisions of  
10 the minimum salary schedule as provided by subsection  
11 F of Section 18-114.14 of Title 70 of the Oklahoma  
12 Statutes in the manner prescribed by Section 4 of this  
13 act.

14 A nonfiscal retirement bill shall include any retirement bill that  
15 has as its sole purpose the appropriation or distribution or  
16 redistribution of monies in some manner to a retirement system for  
17 purposes of reducing the unfunded liability of such system or the  
18 earmarking of a portion of the revenue from a tax to a retirement  
19 system or increasing the percentage of the revenue earmarked from a  
20 tax to a retirement system;

21 6. "Reduction-in-cost amendment" means an amendment to a  
22 retirement bill having a fiscal impact which reduces the cost of the  
23 bill as such cost is determined by the actuarial investigation for  
24 the bill prepared pursuant to Section 3109 of this title;

1        7. "Retirement bill" means any bill or joint resolution  
2 introduced or any bill or joint resolution amended by a member of  
3 the Oklahoma Legislature which creates or amends any law directly  
4 affecting a retirement system. A retirement bill shall not mean a  
5 bill or resolution that impacts the revenue of any state tax in  
6 which a portion of the revenue generated from such tax is earmarked  
7 for the benefit of a retirement system;

8        8. "Retirement bill having a fiscal impact" means any  
9 retirement bill creating or establishing a retirement system and any  
10 other retirement bill other than a nonfiscal retirement bill; and

11        9. "Retirement system" means the Teachers' Retirement System of  
12 Oklahoma, the Oklahoma Public Employees Retirement System, the  
13 Uniform Retirement System for Justices and Judges, the Oklahoma  
14 Firefighters Pension and Retirement System, the Oklahoma Police  
15 Pension and Retirement System, the Oklahoma Law Enforcement  
16 Retirement System, or a retirement system established after January  
17 1, 2006.

18        SECTION 2.        AMENDATORY        70 O.S. 2011, Section 17-116.10,  
19 as last amended by Section 2, Chapter 270, O.S.L. 2017 (70 O.S.  
20 Supp. 2019, Section 17-116.10), is amended to read as follows:

21        Section 17-116.10 A. Subject to the requirements of Section 6-  
22 101.2 of this title and any other applicable requirements of law, a  
23 member may enter into postretirement employment with a public school  
24

1 of Oklahoma and still receive monthly retirement benefits subject to  
2 the following limitations:

3 1. A retired member is not eligible to be employed by the  
4 public schools of Oklahoma, in any capacity, for sixty (60) calendar  
5 days between the retiree's last day of preretirement public  
6 education employment and any postretirement public education  
7 employment. For purposes of this section, the term "last day of  
8 preretirement employment" shall mean the last day the employee is  
9 required to be physically present on the job to complete the terms  
10 of the employment contract or agreement. An employee on paid leave  
11 is still considered to be employed for purposes of this section.  
12 Employment under any conditions during this time, volunteer services  
13 for the purpose of obtaining a paid position at a later date, or  
14 payment at a later time for services performed during this time  
15 period shall cause the forfeiture of all retirement benefits  
16 received during the period;

17 ~~2. Unless otherwise provided in paragraph 3 of this subsection,~~  
18 ~~earnings from the public schools may not exceed one-half (1/2) of~~  
19 ~~the member's final average salary used in computing retirement~~  
20 ~~benefits, or the Earnings Limitation for employees allowed by the~~  
21 ~~Social Security Administration, whichever is less. For retired~~  
22 ~~members under the age of sixty-two (62) years, the limit on allowed~~  
23 ~~earnings from the public schools of Oklahoma for employment for the~~  
24 ~~performance of duties ordinarily performed by classified or~~

~~nonclassified personnel shall be the lesser of Fifteen Thousand Dollars (\$15,000.00) or one-half (1/2) of the member's final average salary used in computing retirement benefits unless the earnings limitation allowed by the Social Security Administration would be greater than Fifteen Thousand Dollars (\$15,000.00). For retired members sixty-two (62) years of age or older the limit on allowed earnings from the public schools of Oklahoma for the performance of duties ordinarily performed by classified or nonclassified personnel shall be the lesser of Thirty Thousand Dollars (\$30,000.00) or one-half (1/2) of the member's final average salary used in computing retirement benefits. For purposes of this paragraph, the following shall apply:~~

- ~~a. earnings shall mean "regular annual compensation" as defined in paragraph (25) of Section 17-101 of this title, and shall include any payment by a public school for services rendered by a retired member who is employed for any purpose whatsoever. Supplemental retirement payments paid by a former public school employer pursuant to subsection 9 of Section 17-105 of this title or other state law shall not be considered as earnings,~~
- ~~b. the Earnings Limitation for employees allowed by the Social Security Administration to workers between the age of sixty-two (62) years and sixty-five (65) years~~

- ~~shall apply to retired members below the age of sixty-two (62) years,~~
- ~~e. the limit on allowed earnings from the public schools shall be automatically adjusted effective the first day of January of each year to reflect the current Earnings Limitation for employees as determined from time to time by the Social Security Administration,~~
- ~~d. the earnings limit for the calendar year in which a member retires shall be one twelfth (1/12) of the annual limit multiplied by the number of months the member is eligible to work and receive payments from the public schools of Oklahoma,~~
- ~~e. earnings in excess of the maximum limit on allowed earnings from public schools of Oklahoma shall result in a loss of future retirement benefits for the year the postretirement employment was performed of One Dollar (\$1.00) for each One Dollar (\$1.00) earned over the maximum allowed earnings amount,~~
- ~~f. for those members age seventy (70) years and over, the earnings in excess of the maximum limit allowed earnings from public schools of Oklahoma shall be one-half (1/2) the member's final average salary used in computing retirement benefits. However, any retired member receiving benefits from the Retirement System~~

1       ~~who reached age seventy (70) years prior to July 1,~~  
2       ~~1991, shall not be restricted by the earnings limits~~  
3       ~~pursuant to this subparagraph until January 1, 1994.~~  
4       ~~To qualify for the provisions of this subparagraph,~~  
5       ~~the member must be employed less than one-half (1/2)~~  
6       ~~time compared to other full-time employees in similar~~  
7       ~~positions;~~

8       ~~3. Notwithstanding paragraph 2 of this subsection, a retired~~  
9       ~~classified or nonclassified member who has been retired for thirty-~~  
10       ~~six (36) or more months and who is employed by a public school to~~  
11       ~~perform duties ordinarily performed by classified or nonclassified~~  
12       ~~personnel shall be able to receive annualized earnings from the~~  
13       ~~public school with no reduction in retirement benefits regardless of~~  
14       ~~the amount of annualized earnings. For a period of three (3) years~~  
15       ~~beginning July 1, 2017, members who have retired as of July 1, 2017,~~  
16       ~~as active classroom teachers, who have been retired and receiving a~~  
17       ~~benefit for at least one (1) year, and who have not been employed by~~  
18       ~~any public school during that one-year period, shall be eligible to~~  
19       ~~be reemployed as an active classroom teacher in common or career~~  
20       ~~tech school districts, with no limitations on earnings. The one-~~  
21       ~~year period starts with the retiree's last day of preretirement~~  
22       ~~public education employment. Members returning under this section~~  
23       ~~shall not be subject to any earning limitations following the end of~~  
24       ~~the three-year period described in this paragraph. Members~~

~~returning under this section shall only be employed pursuant to a  
temporary contract; and~~

4. A member shall be considered to be employed by a school district to perform the duties ordinarily performed by classified or nonclassified personnel if the member is hired by the school district in the member's individual capacity to perform the duties or if the member performs the duties through employment with a proprietorship, partnership, corporation, limited liability company or partnership, or any other business structure that has agreed or contracted to provide the services to the school district;

3. For the first year a retired member is employed full-time by a public school district, the maximum compensation amount shall be Thirty-six Thousand Six Hundred One Dollars (\$36,601.00). For all years of service after the first twelve (12) months after a member retires from the System, there shall be no minimum salary requirement and the provisions of Section 18-114.14 of this title shall not be applicable to compensation paid by a public school district to a retired member of the System for full-time employment; and

4. For the second and subsequent years that a retired member is employed full-time by a public school district, the maximum compensation amount shall be Fifty Thousand Dollars (\$50,000.00) and the provisions of Section 18-114.14 of this title shall not be

1 applicable to compensation paid by a public school district for  
2 full-time employment to a retired member of the System.

3 B. A public school district that employs a retired member shall  
4 be required to make contributions to the System for the retired  
5 member in an amount as required in Section 17-108.1 ~~and in paragraph~~  
6 ~~3 of subsection B of Section 17-116.2~~ of this title. A retired  
7 member employed pursuant to the provisions of this section shall not  
8 accrue any additional service credit in the Teachers' Retirement  
9 System of Oklahoma resulting from performance of postretirement  
10 employment with a school district. The provisions of this  
11 subsection for payment of employer contribution amounts and the  
12 provisions prohibiting accrual of additional service credit shall be  
13 applicable regardless of whether the member is receiving his or her  
14 retirement benefit or not and shall not depend upon any election the  
15 member might exercise to suspend or delay receipt of the retirement  
16 benefit amount.

17 C. For purposes of this section, postretirement employment of  
18 less than one thousand (1,000) hours per year with the Governor, the  
19 State Senate, the House of Representatives or the Legislative  
20 Service Bureau shall not be considered as postretirement employment  
21 with a public school of Oklahoma.

22 D. The Board of Trustees of the Teachers' Retirement System of  
23 Oklahoma shall promulgate such rules as are necessary to implement  
24 the provisions of this section.

1 E. A member who has entered into postretirement employment with  
2 a participating employer of the Teachers' Retirement System of  
3 Oklahoma must fully comply with all the provisions of the rules  
4 promulgated by the Board of Trustees pursuant to this section in  
5 order to continue receiving his or her monthly retirement benefit.

6 SECTION 3. NEW LAW A new section of law to be codified in the  
7 Oklahoma Statutes as Section 6-101.6c of Title 70, unless there is  
8 created a duplication in numbering, reads as follows:

9 A school district that employs a retired member of the Teachers'  
10 Retirement System of Oklahoma shall not be subject to any provisions  
11 of law related to pretermination procedures and the school district  
12 shall not have any legal obligation to enter into a postretirement  
13 employment contract. All such postretirement employment contracts  
14 shall be for a period of no longer than twelve (12) months as agreed  
15 to by the school district and the retired member. No school  
16 district shall be obligated to rehire a retired member with whom the  
17 district has previously entered into a postretirement employment  
18 contract.

19 SECTION 4. AMENDATORY Section 3, Chapter 394, O.S.L.  
20 2013, as last amended by Section 1, Chapter 10, 2nd Extraordinary  
21 Session, O.S.L. 2018 (70 O.S. Supp. 2019, Section 18-114.14), is  
22 amended to read as follows:

23 Section 18-114.14 A. Beginning with the 2018-2019 school year,  
24 certified personnel, as defined in Section 26-103 of this title, in

the public schools of Oklahoma shall receive in salary and/or fringe benefits not less than the amounts specified in the following schedule:

#### MINIMUM SALARY SCHEDULE

##### National

| Years of Experience | Bachelor's Degree | Board Certification | Master's Degree | Doctor's Degree |
|---------------------|-------------------|---------------------|-----------------|-----------------|
| 0                   | \$36,601          | \$37,759            | \$37,991        | \$39,381        |
| 1                   | \$37,035          | \$38,193            | \$38,425        | \$39,815        |
| 2                   | \$37,469          | \$38,628            | \$38,859        | \$40,249        |
| 3                   | \$37,904          | \$39,062            | \$39,294        | \$40,684        |
| 4                   | \$38,338          | \$39,496            | \$39,728        | \$41,118        |
| 5                   | \$38,810          | \$39,968            | \$40,200        | \$41,590        |
| 6                   | \$39,273          | \$40,432            | \$40,663        | \$42,054        |
| 7                   | \$39,737          | \$40,895            | \$41,127        | \$42,517        |
| 8                   | \$40,200          | \$41,358            | \$41,590        | \$42,980        |
| 9                   | \$40,663          | \$41,822            | \$42,054        | \$43,444        |
| 10                  | \$41,684          | \$42,844            | \$43,568        | \$45,945        |
| 11                  | \$42,177          | \$43,336            | \$44,061        | \$46,438        |
| 12                  | \$42,670          | \$43,829            | \$44,554        | \$46,931        |
| 13                  | \$43,162          | \$44,322            | \$45,047        | \$47,424        |
| 14                  | \$43,655          | \$44,815            | \$45,539        | \$47,916        |
| 15                  | \$44,167          | \$45,327            | \$46,052        | \$48,430        |
| 16                  | \$44,660          | \$45,820            | \$46,545        | \$48,923        |

|   |    |          |          |          |          |
|---|----|----------|----------|----------|----------|
| 1 | 17 | \$45,153 | \$46,313 | \$47,038 | \$49,416 |
| 2 | 18 | \$45,646 | \$46,806 | \$47,531 | \$49,909 |
| 3 | 19 | \$46,139 | \$47,299 | \$48,024 | \$50,402 |
| 4 | 20 | \$46,652 | \$47,813 | \$48,538 | \$50,917 |
| 5 | 21 | \$47,145 | \$48,306 | \$49,031 | \$51,410 |
| 6 | 22 | \$47,639 | \$48,799 | \$49,524 | \$51,903 |
| 7 | 23 | \$48,132 | \$49,292 | \$50,018 | \$52,397 |
| 8 | 24 | \$48,625 | \$49,785 | \$50,511 | \$52,890 |
| 9 | 25 | \$50,049 | \$51,232 | \$51,971 | \$54,395 |

10 Master's Degree +

11 Years of National Board

12 Experience Certification

|    |    |          |
|----|----|----------|
| 13 | 0  | \$39,149 |
| 14 | 1  | \$39,583 |
| 15 | 2  | \$40,018 |
| 16 | 3  | \$40,452 |
| 17 | 4  | \$40,886 |
| 18 | 5  | \$41,358 |
| 19 | 6  | \$41,822 |
| 20 | 7  | \$42,285 |
| 21 | 8  | \$42,749 |
| 22 | 9  | \$43,212 |
| 23 | 10 | \$44,728 |
| 24 | 11 | \$45,221 |

|    |    |          |
|----|----|----------|
| 1  | 12 | \$45,713 |
| 2  | 13 | \$46,206 |
| 3  | 14 | \$46,699 |
| 4  | 15 | \$47,212 |
| 5  | 16 | \$47,705 |
| 6  | 17 | \$48,198 |
| 7  | 18 | \$48,691 |
| 8  | 19 | \$49,184 |
| 9  | 20 | \$49,698 |
| 10 | 21 | \$50,192 |
| 11 | 22 | \$50,685 |
| 12 | 23 | \$51,178 |
| 13 | 24 | \$51,671 |
| 14 | 25 | \$53,153 |

15       B. 1. When determining the Minimum Salary Schedule, "fringe  
16 benefits" shall mean all or part of retirement benefits, excluding  
17 the contributions made pursuant to subsection A of Section 17-108.1  
18 of this title and the flexible benefit allowance pursuant to Section  
19 26-105 of this title from the flexible benefit allowance funds  
20 disbursed by the State Board of Education and the State Board of  
21 Career and Technology Education pursuant to Section 26-104 of this  
22 title.

23       2. If a school district intends to provide retirement benefits  
24 to a teacher such that the teacher's salary would be less than the

1 amounts set forth in the minimum salary schedule specified in  
2 subsection A of this section, the district shall be required to  
3 provide written notification to the teacher prior to his or her  
4 employment or, if already employed by the district, no later than  
5 thirty (30) days prior to the date the district elects to provide  
6 retirement benefits such that the teacher's salary would be less  
7 than the minimum salary schedule.

8 C. Any of the degrees referred to in this section shall be from  
9 a college recognized by the State Board of Education. The Board  
10 shall accept teaching experience from out-of-state school districts  
11 that are accredited by the state board of education or appropriate  
12 state accrediting agency for the districts. The Board shall accept  
13 teaching experience from out-of-country schools that are accredited  
14 or otherwise endorsed by the appropriate national or regional  
15 accrediting or endorsement authority. Out-of-country certification  
16 documentation in a language other than English shall be analyzed by  
17 an educational credential evaluation service in accordance with  
18 industry standards and guidelines and approved by the State  
19 Department of Education. The person seeking to have credit granted  
20 for out-of-country teaching experience shall be responsible for all  
21 costs of the analysis by a credential evaluation service. The Board  
22 shall accept teaching experience from primary and secondary schools  
23 that are operated by the United States Department of Defense or are  
24 affiliated with the United States Department of State.

1       D. For the purpose of state salary increments and retirement,  
2 no teacher shall be granted credit for more than five (5) years of  
3 active duty in the military service or out-of-state or out-of-  
4 country teaching experience as a certified teacher or its  
5 equivalent. Nothing in this section shall prohibit boards of  
6 education from crediting more years of experience on district salary  
7 schedules than those allowed for state purposes.

8       E. The State Board of Education shall recognize, for purposes  
9 of certification and salary increments, all the years of experience  
10 of a:

11       1. Certified teacher who teaches in the educational program of  
12 the Department of Corrections, beginning with fiscal year 1981;

13       2. Vocational rehabilitation counselor under the Department of  
14 Human Services if the counselor was employed as a certified teacher  
15 by the State Department of Education when the Division of Vocational  
16 Rehabilitation was transferred from the State Board of Career and  
17 Technology Education or the State Board of Education to the Oklahoma  
18 Public Welfare Commission on July 1, 1968;

19       3. Vocational rehabilitation counselor which were completed  
20 while employed by the Department of Human Services if such counselor  
21 was certified as a teacher or was eligible for certification as a  
22 teacher in Oklahoma;

1        4. Certified teacher which were completed while employed by the  
2 Department of Human Services Child Study Center at University  
3 Hospital, if the teacher was certified as a teacher in Oklahoma; and

4        5. Certified school psychologist or psychometrist which were  
5 completed while employed as a doctoral intern, psychological  
6 assistant, or psychologist with any agency of the State of Oklahoma  
7 if the experience primarily involved work with persons of school- or  
8 preschool-age and if the person was, at the time the experience was  
9 acquired, certified as, or eligible for certification as, a school  
10 psychologist or psychometrist.

11        F. The provisions of this section shall not apply to teachers  
12 who have retired from the Teachers' Retirement System of Oklahoma  
13 and who have entered into postretirement employment with a public  
14 school in Oklahoma ~~and are still receiving a monthly retirement~~  
15 ~~benefit.~~

16        G. If a person employed as certified personnel, as defined in  
17 Section 26-103 of this title, by a school district during the 2017-  
18 2018 school year was receiving a salary above the step level  
19 indicated by the State Minimum Salary Schedule for the 2017-2018  
20 school year, the person shall receive a salary increase amount equal  
21 to the amount indicated in subsection A of this section for the step  
22 level indicated for the person, provided they remain employed by the  
23 same district, unless the hours or the duties of the certified  
24 personnel are reduced proportionately.

