**South Carolina General Assembly**

122nd Session, 2017-2018

**A145, R153, H3513**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Anthony and Hayes

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Introduced in the House on January 18, 2017

Introduced in the Senate on March 8, 2017

Last Amended on March 7, 2018

Passed by the General Assembly on March 22, 2018

Governor's Action: April 4, 2018, Signed

Summary: Retired educator teaching certificates

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/18/2017 House Introduced and read first time ([House Journal‑page 11](file:///h%3A%5Chj%5C20170118.docx))

 1/18/2017 House Referred to Committee on **Education and Public Works** ([House Journal‑page 11](file:///h%3A%5Chj%5C20170118.docx))

 3/2/2017 House Committee report: Favorable **Education and Public Works** ([House Journal‑page 1](file:///h%3A%5Chj%5C20170302.docx))

 3/7/2017 House Member(s) request name added as sponsor: Hayes

 3/7/2017 House Read second time ([House Journal‑page 20](file:///h%3A%5Chj%5C20170307.docx))

 3/7/2017 House Roll call Yeas‑101 Nays‑0 ([House Journal‑page 20](file:///h%3A%5Chj%5C20170307.docx))

 3/8/2017 House Read third time and sent to Senate ([House Journal‑page 7](file:///h%3A%5Chj%5C20170308.docx))

 3/8/2017 Senate Introduced and read first time ([Senate Journal‑page 17](file:///h%3A%5Csj%5C20170308.docx))

 3/8/2017 Senate Referred to Committee on **Education** ([Senate Journal‑page 17](file:///h%3A%5Csj%5C20170308.docx))

 2/28/2018 Senate Committee report: Favorable with amendment **Education** ([Senate Journal‑page 26](file:///h%3A%5Csj%5C20180228.docx))

 3/1/2018 Scrivener's error corrected

 3/7/2018 Senate Committee Amendment Amended and Adopted ([Senate Journal‑page 36](file:///h%3A%5Csj%5C20180307.docx))

 3/7/2018 Senate Read second time ([Senate Journal‑page 36](file:///h%3A%5Csj%5C20180307.docx))

 3/7/2018 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 36](file:///h%3A%5Csj%5C20180307.docx))

 3/8/2018 Senate Read third time and returned to House with amendments ([Senate Journal‑page 5](file:///h%3A%5Csj%5C20180308.docx))

 3/22/2018 House Concurred in Senate amendment and enrolled ([House Journal‑page 38](file:///h%3A%5Chj%5C20180322.docx))

 3/22/2018 House Roll call Yeas‑108 Nays‑0 ([House Journal‑page 38](file:///h%3A%5Chj%5C20180322.docx))

 4/3/2018 Ratified R 153

 4/4/2018 Signed By Governor

 4/6/2018 Effective date 04/04/18

 4/9/2018 Act No. 145

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**VERSIONS OF THIS BILL**

[1/18/2017](file:///p%3A%5Cpprever%5C2017-18%5C3513_20170118.docx)

[3/2/2017](file:///p%3A%5Cpprever%5C2017-18%5C3513_20170302.docx)

[2/28/2018](file:///p%3A%5Cpprever%5C2017-18%5C3513_20180228.docx)

[3/1/2018](file:///p%3A%5Cpprever%5C2017-18%5C3513_20180301.docx)

[3/7/2018](file:///p%3A%5Cpprever%5C2017-18%5C3513_20180307.docx)

(A145, R153, H3513)

**AN ACT** **TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59‑26‑45 SO AS TO PROVIDE RETIRED EDUCATOR TEACHING CERTIFICATES TO ENABLE RETIRED EDUCATORS TO MAINTAIN ELIGIBLE CERTIFICATION FOR THE PURPOSE OF SUBSTITUTE TEACHING, TO PROVIDE ELIGIBILITY REQUIREMENTS, TO PROVIDE PROCEDURES FOR OBTAINING AND RENEWING CERTIFICATION, TO PROVIDE CERTIFICATION IS INVALIDATED UPON ISSUANCE OF OTHER EDUCATOR CERTIFICATION IN THIS STATE, TO PROVIDE RETIRED EDUCATOR TEACHING CERTIFICATE HOLDERS ARE NOT EXEMPT FROM DISTRICT PROFESSIONAL DEVELOPMENT REQUIREMENTS BY THE PROVISIONS OF THIS ACT, AND TO PROVIDE THE STATE BOARD OF EDUCATION SHALL PROMULGATE RELATED REGULATIONS.**

Be it enacted by the General Assembly of the State of South Carolina:

**Retired educator teaching certificates**

SECTION 1. Chapter 26, Title 59 of the 1976 Code is amended by adding:

 “Section 59‑26‑45. (A) A retired educator certificate is a renewable certificate established in regulation by the State Board of Education that allows a retired South Carolina educator to be eligible to maintain certification for the purpose of substituting. A person is initially eligible for a South Carolina retired educator certificate if he:

 (1) held a valid South Carolina renewable, professional educator certificate at the time of retirement;

 (2) is either a:

 (i) retired member of the South Carolina Retirement System; or

 (ii) current or former participant in the State Optional Retirement Program who would have met the eligibility requirements for retirement under the South Carolina Retirement System had he participated in that system rather than the State Optional Retirement Program;

 (3) does not hold another valid South Carolina educator certificate and has never held a valid South Carolina educator certificate that has been suspended, revoked, or voluntarily surrendered; and

 (4) meets all other qualifications to serve as a substitute educator as specified in state statute, regulation, and guidelines.

 (B) An individual meeting the eligibility requirements and desirous of a certificate, including a renewal certificate, must submit the request in the manner specified in regulation and guidelines.

 (1) A retired educator certificate approved and issued is valid for five years from the date of each issuance.

 (2) A certificate may be renewed and, if approved, is valid for five years from the date of each issuance.

 (3) Department guidelines shall include the timeline, forms, and a process for submitting and approving or denying certificate or renewal requests.

 (4) Renewal of a retired educator certificate does not require completion of professional learning or renewal credit.

 (C) Any new or renewed certificate is invalidated upon issuance of any other South Carolina educator certificate.

 (D) An educator who works under the retired certificate must work under the agreement and rate of pay established for this purpose by the hiring district. Section 59‑25‑150 shall apply to any retired educator certificate.

 (E) Nothing in this section exempts an educator from taking part in professional development that is required by a local school district.

 (F) The State Board of Education shall develop regulations for, and the department shall establish guidelines and procedures for, the implementation of this section.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 3rd day of April, 2018.

Approved the 4th day of April, 2018.

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