

LOS ANGELES UNIFIED SCHOOL DISTRICT
PERSONNEL COMMISSION

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LAW AND RULES

August 28, 2002

763 EMPLOYMENT OF RETIRED MEMBERS OF THE PUBLIC EMPLOYEES RETIREMENT SYSTEM

Education Code 45135

Notwithstanding the provisions of subdivision (c) of Section 45134, a retired classified school employee may be employed by a school district, but only in accordance with the provisions of Article 5 (commencing with Section 21150) of Chapter 8 of Part 2 of Division 5 of Title 2 of the Government Code....

Government Code 21229

A retired person may serve without reinstatement from retirement or loss or interruption of benefits provided by this system upon appointment by a school employer or by the Trustees of the California State University either during an emergency to prevent stoppage of public business or because the retired employee has skills needed in performing specialized work of limited duration, if that service does not exceed, in any fiscal year, a total of 960 hours for all employers. The retired person's rate of pay for this employment shall not be less than the minimum, nor exceed that paid by the employer to other employees performing comparable duties.

- A. Any employee who retired as a member of the Public Employees Retirement System (PERS) may be employed in a fiscal year for up to 960 hours whenever other eligibles are not available and the employee's skills or knowledge are needed, or during an actual emergency to prevent stoppage of public business, provided that:
1. The retired person has been approved by the Personnel Director or designee, for assignment prior to initial assignment in each fiscal year.
 2. The retired person certifies to an understanding that employment with the District and any other employer under contract with PERS is not to exceed 120 working days or 960 hours except as otherwise provided by Education Code Section 45135, 59007 and 59113, and that employment is discretionary with the administrator who approves the assignment.
- B. Retired persons who work for the District shall be compensated at the flat rate of the class, if applicable, or as follows:
1. A former permanent District employee shall be compensated in accordance with Rule 582 relative to earned salary status, except when some other rule or the hiring rate for the class prescribes a higher step.
 2. Other retired members of PERS shall be placed on the hiring rate of the salary range.
- C. Retired employees shall not be granted leaves, other than a paid industrial accident leave as provided in Rule 804.

CHANGE:

Rule amended to reflect editorial and/or organizational changes.

Remove: January 1, 1996, page 1 of 2. Add: August 28, 2002.

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