Chapter TR 3

MEMBERSHIP

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TR 3.01 Principal occupation. The board will deem it prima facie evidence that teaching is a person's principal occupation if a person is engaged in teaching amounting to 50% or more of what is considered a normal load of a regular full-time teacher in the same school, college or university; and that teaching is not a person's principal occupation when engaged for less than this amount. In individual cases, the board will consider evidence which might make the above rule inapplicable but, in the absence of such evidence, the above rule will apply.

TR 3.02 Teacher. Except where a period of less than a month is a portion of a longer period of continuous employment as a "teacher," a month will be the smallest unit considered in making determination of whether or not a person is employed as a "teacher."

TR 3.03 Eligibility of part-time teaching assistants—University of Wisconsin. Part-time assistants performing teaching duties at the University of Wisconsin are not eligible to make retirement deposits in the State Teachers Retirement Fund.

TR 3.04 Eligibility of part-time teachers. If a person is engaged in "teaching" and in another occupation, and if his "teaching" amounts to 50% or more of what is considered a normal load of full-time teaching in the same school, college or university and is also 50% or more of his regular full-time work, he will come within the provisions of the retirement law but contributions will be made on the basis of the proportion of salary earned from covered employment only and the employer in each case will have to certify or indicate what percentage of his load is "teaching" under the law and what percentage is other employment.

TR 3.05 Eligibility—part-time—substitute. When a person is employed in "teaching" on a part-time basis for each of 2 or more employers in the public schools, state colleges or university and such combined employment equals 50% or more of a regular full-time load for any one, or more, of said employers, such a person shall be deemed to be a "teacher" for all of such employment, but when a person is employed in "teaching" on a part-time basis in 2 or more positions and all of such combined employment in the public schools, state

colleges and university is for less than 50% of a full-time load for each of the employers, such person shall be deemed not to be employed as a "teacher."

TR 3.06 Election to participate in the variable annuity division. The written notice filed with the board by a member of the combined group electing to participate in the variable annuity division, provided under section 42.243 (2) (a) and (b), Wis. Stats., shall become effective as to deposits based on earnings immediately after the close of the calendar quarter in which said notice is filed. For administrative expediency the board may, in the first year of participation, apply percentages or ratios of the period during which the election is in force to the total salary earned in the fiscal year in order to accomplish substantially the same amount of participation.

History: Cr. Register, September, 1964, No. 105, eff. 10-1-64.

TR 3.07 Creditable service. For the purposes of section 42.245 (1) (a), Wis. Stats., a "year of creditable service" means a fiscal year during which a teacher, as defined in section 42.20 (13), was employed as a teacher not less than a full school year as defined in section 42.20 (10), Wis. Stats. For teaching service of less than a full school year credit as creditable service shall be given in the ratio which the total number of teaching days credited within a fiscal year bears to 120 days.

History: Cr. Register, December, 1965, No. 120, eff. 1-1-66.