

Filed April 1, 1975
3:00 pm Cary L. Foulson

TR 3

State of Wisconsin
Department of Employee Trust Funds } SS
State Teachers Retirement Bureau }

To All Whom These Presents Shall Come, Greetings:

I, Philip N. Stephenson, Director of the State Teachers Retirement System, and custodian of the official records of said System, do hereby certify that the annexed rules, relating to the operations of the System, was duly approved and adopted by the State Teachers Retirement Board on February 8, 1975.

I further certify that said copy has been compared by me with the original on file in the office of the System, and that the same is a true copy thereof, and of the whole of such original.

In Testimony Whereof, I have hereunto set my hand at the Capitol, in the City of Madison, this 1st day of April, 1975

Philip N. Stephenson

Philip N. Stephenson, Director
State Teachers Retirement System

Order of the State Teachers Retirement Board Adopting Rule

Pursuant to authority vested in the State Teachers Retirement Board by Section 42.22 (2), Wisconsin Statutes, the Board adopts the following:

Sections TR 3.01 and 3.02 of the WISCONSIN ADMINISTRATIVE CODE are repealed and recreated to read:

TR 3.01 Principal occupation. Teaching is a person's principal occupation if the person is teaching 50% or more of what is considered a normal load of a regular full-time teacher with the same employer. Teaching is not a person's principal occupation when engaged for less than this amount.

TR 3.02 Teacher. (1) 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 unit considered in making determination of whether or not a person is employed as a "teacher".

(2) Beginning July 1, 1975 a person on a paid leave of absence from a teaching position shall continue to qualify as a teacher.

(a) If the compensation for such leave is less than the compensation earned during the member's immediately preceding service with the employer paying for such leave, in a time period of the same length as the leave, then the creditable service shall be computed by dividing the compensation for the leave by the compensation earned in the preceding period and multiplying the result by the service earned in the preceding period.

(b) If the compensation for such leave is equal to or greater than the compensation for such preceding service, then the creditable service earned shall be the same as in such preceding period.

Section TR 3.07 of the WISCONSIN ADMINISTRATIVE CODE is renumbered TR 3.07 (1).

Subsection TR 3.07 (2) of the WISCONSIN ADMINISTRATIVE CODE is created to read:

3.07 (2) Creditable service for teaching after July 1, 1975 shall be determined as follows and subsection (1) shall not be applicable to such service.

(a) 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 s. 42.20 (20), was employed as a teacher not less than 165 days or, if the position is subject to the provisions of the modified retirement plan provided under s. 20.926, Wis. Stats., 238 days. Creditable service shall not be granted unless and until required deposits have been made on the compensation received for such service.

(b) For teaching service of less than the number of days indicated above, or when the teaching service is for less than full days, creditable service shall be given in the ratio which the total number of full-time equivalent teaching days credited within a fiscal year bears to 165 days or, if the position is subject to the provisions of the modified retirement plan provided under s. 20.926, Wis. Stats., 238 days.

(c) If a member has service under both the regular teaching service provisions and the provisions of the modified retirement plan under s. 20.926, Wis. Stats., the creditable service for each shall be computed independently of the other except that if the total in a single fiscal year would exceed one year, then the creditable service for the regular teaching shall be reduced so the total creditable service is exactly one year.

The rule contained herein shall take effect as provided in s. 227.026 (1) (intro.).

Dated, April 1, 1975

State Teachers Retirement System



P. N. Stephenson, Director