

**School Teachers' Retirement Fund—Compensation—Deduction.**

Where a school teacher receives compensation for twelve months, a deduction of \$1.00 should be made for each month.

Chapter 95 of the 1915 Session Laws is binding on all public school teachers.

March 28th, 1919.

Mr. Leonard Goodwin,  
County Attorney,  
Hamilton, Montana,

Dear Sir:

I have your letter of March 7th, submitting two questions involving the interpretation of Sections 4 and 16 of Chapter 95 of the 1915 Session Laws, commonly known as the School Teachers' Retirement Fund Law.

As to your first question, Section 4 provides that there shall be deducted from the salary of every teacher subject to the provisions of this Act \$1.00 from the compensation paid to such teacher, "for every

month for which such teacher receives compensatoin." Clearly in the case submitted by you the deduction should be \$12.00 because of the fact that the teacher receives compensation for twelve months.

I am not entirely certain as to the exact facts contemplated in your second question, but assuming that you have in mind a teacher who was first employed some time during the month of January, 1916. If so, the Act is mandatory and binding upon such teacher under Section 17, which reads as follows:

"This Act shall be binding upon all teachers elected or appointed to teach in the public schools of this State after the approval of this Act, who, not being in the service of the public schools at the time of the approval of this Act, were not competent to sign or deliver the notification specified in the preceding section."

The Act was approved March 8th, 1915.

Respectfully,

S. C. FORD,

Attorney General.