

Opinion No. 303.**Teachers' Retirement — Prior Service Credit.**

HELD: A teacher who taught in an Eastern University is not entitled to prior service credit.

July 22, 1938.

Hon. Ray N. Shannon
Chairman, Teachers' Retirement Board
The Capitol

Dear Mr. Shannon:

You have submitted to this office the question as to whether or not a teacher, who has rendered service as a supervisor in training teachers in an Eastern University, is entitled to prior service credit for such teaching.

Paragraph (4) of Section 1, Chapter 87, Laws of 1937, defines a "teacher" as meaning a teacher in the public elementary and high schools of the State, a county superintendent and any person employed by the superintendent of public instruction in the performance of duties pertaining to instructional services.

Paragraph (7), Section 1 of said chapter, defines "prior service" as meaning service as a "teacher," or in a similar capacity outside the State, rendered prior to the date of establishment of the system, for which credit is allowable as provided in Section 5 of said act.

Therefore, it is my opinion that said person, not coming within the above definitions of a teacher, is not entitled to prior service credit under the State Teachers' Retirement System.