

Creditable Service

The document provides information about what constitutes creditable service for the CalSTRS Defined Benefit Program and Cash Balance Benefit Program pursuant to Education Code sections 22119.5 and 26113, respectively. References to other Education Code (EDC) sections are provided where applicable. The board has the final authority to determine whether activities not specified in law are creditable service.

Questions? Contact Employer Website. Please include applicable supporting documentation for review.

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Creditable Service Overview

Creditable service is the work employees perform for which they are eligible for CalSTRS benefits. For service to be creditable, it must meet all the following requirements:

- Be performed by an employee of a CalSTRS employer.
- Be performed in a position that meets the minimum requirements (unless exempt).
- Be a creditable service activity.

In some cases, creditable service may also include "outgrowth" activities, service covered by another California public retirement system, service as an elected officer of an employee organization, or service as a trustee.

Is the employee employed by an employer? (EDC 22131 and 26122)

For service to be creditable under the Defined Benefit Program or Cash Balance Benefit Program, a person must be employed by an employer. To be employed by an employer, an employee must be employed by one of the following who offers the applicable program:

- Charter school (must be approved and eligible for State apportionment)
- Community college district
- County office of education
- School district (including joint powers authorities)

Those employed by a third-party administrator, private institution or as an independent contractor are not employed by an employer and therefore are not performing creditable service. However, if these employees are retired, they may be performing retired member or participant activities, respectively. For more information, see the <u>Working after Retirement</u> job aid available at CalSTRS.com.



Does the employee meet the minimum requirements or are they exempt?

Minimum requirements vary by the type of employer. We cannot determine if a specific position is subject to or meets minimum requirements. Contact the California Commission on Teacher Credentialing or Board of Governors for help. These minimum requirements are for CalSTRS purposes. Positions may be subject to other requirements for employment purposes. Refer to the Education Code or Department of Education, if needed.

Charter schools

Charter school employees are not subject to minimum requirements for creditable service.

Community college districts

The position must be one of the following and subject to minimum standards adopted by the Board of Governors of the California Community Colleges pursuant to EDC 87356:

- Faculty member, as defined in EDC 87003.
- Academic position, as defined in EDC 87001(b).
- Educational administrator, as defined in EDC 87002(b).

The following are exempt from the minimum requirements for creditable service:

- Presidents and chancellors. This does not include assistant or vice presidents and vice chancellors.
- Employees providing vocational training pursuant to a contract between the community college district and the United States Department of Defense. These employees must meet the requirements provided in the contract.

School districts and county offices of education

The position requires certification qualifications as designated in regulations adopted by the Commission on Teacher Credentialing pursuant to EDC 44001.

The following are exempt from the minimum requirements for creditable service:

- Superintendents of California public schools. This does not include assistant or vice superintendents.
- Consulting teachers participating in the California Peer Assistance and Review Program for Teachers (PAR) pursuant to Article 4.5 of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code.
- Audiometrists

Is the employee performing a creditable service activity?

The following table lists the creditable service activities found in EDC 22119.5.

Type of Service	Creditable Service Activity
Teaching	The work of teachers, instructors, district interns, and academic employees employed in the instructional program for pupils, including special programs such as adult education, regional occupation programs, childcare centers, and prekindergarten programs pursuant to Section 22161. Sojourn and exchange teachers are excluded from membership pursuant to Education Code section 22601. Exception: If the employee is subject to the Community College Comparison Calculation, you must use Classification Code Lab Instructor (01), Lecturer / General Instructor (02), or Adult Education Instructor (03), as applicable. For more information see the Community College Comparison Calculation job aid available at CalSTRS.com.
Counseling	Education or vocational counseling, guidance, and placement services. Exception: If the employee is subject to the Community College Comparison Calculation, you must use Classification Code Counselor (05). For more information see the Community College Comparison Calculation job aid available at CalSTRS.com.
Program Research/Evaluation	The work of employees who plan courses of study to be used in California public schools, or research connected with the evaluation or efficiency of the instructional program.
Curriculum/Material Development	The selection, collection, preparation, classification, demonstration, or evaluation of instructional materials of any course of study for use in the development of the instructional program in California public schools, or other services related to California public school curriculum.
Mentoring/Training	The examination, selection, in-service training, mentoring, or assignment of teachers, principals, or other similar personnel involved in the instructional program.
Health Services	The work of nurses, physicians, speech therapists, psychologists, audiologists, and other California public school health professionals.



Type of Service	Creditable Service Activity
Librarian	Services as a California public school librarian.
	Exception: If the employee is subject to the Community College Comparison Calculation, you must use Classification Code Librarian (04). For more information see the Community College Comparison Calculation job aid available at CalSTRS.com.
Child Welfare Services	Activities connected with the enforcement of the laws relating to compulsory education, coordination of child welfare activities involving the school and the home, and the school adjustment of pupils.
Supervision/Administration	The work of employees who are responsible for the supervision of persons or administration of the duties described in this subdivision.

Is the service creditable another way?

Outgrowth

Creditable service also includes the performance of California public school activities related to, and an outgrowth of, the instructional and guidance program of the California public school when performed for the same employer in the same fiscal year for which the member is performing another creditable service activity. We do not have a list of what is considered "outgrowth."

Other retirement system service – Retirement System Election (EDC 22508 and 22508.5)

Service covered by another California public retirement system is creditable service for the Defined Benefit Program if the employee elected coverage pursuant to EDC 22508 or 22508.5 (for more information see the <u>Defined Benefit Program Membership</u> job aid available at CalSTRS.com).

Other retirement system service – Grandfathering or misreported service (EDC 22119.6)

Activities that are not otherwise creditable service are creditable service for the Defined Benefit Program if the activities were:

- Performed for an employer on or before December 31, 2015; and
- Reported as creditable service to CalSTRS; and
- The employee did not elect to have the service excluded from CalSTRS coverage pursuant to EDC 22508.7.

This only applies to service in that specific position. If the employee becomes employed in another position, for the same or another employer, on or after January 1, 2016, the activities in that position must meet the definition of creditable service to remain creditable to CalSTRS. However, the employee may be able to elect the service be covered by the CalSTRS Defined Benefit Program via the *Retirement System Election* (ES 372) form.

Elected officer of an employee organization (EDC 22711)

Members may accrue service credit under the Defined Benefit Program for time served as an elected officer of an employee organization while on a compensated leave of absence pursuant to EDC 44987 or 87768.5. Members and employers must contribute to CalSTRS at a rate adopted annually by the board. These rates are currently the same as the regular contribution rates.

The member must have been employed and performed creditable service in the month prior to beginning their leave of absence (excluding periods not included in the school term). A school term is defined as a minimum period of 35 weeks that begins on the first day and ends on the last day creditable service is required to be performed by a member employed on a full-time basis (EDC 22168.5). Members do not have to be on a full-time leave of absence to perform service as an elected officer.

F496 File format users, report compensation paid for a leave of absence to serve as an elected officer of an employee organization using **Member Code Member (1)** and **Assignment Code Elected Officer (37)**. The system will calculate contributions at the applicable rate adopted by the board.

Trustee service (EDC 26403)

Creditable service for the Cash Balance Benefit Program also includes trustee service if the trustee elects to participate in the program for trustee service performed for that employer. For more information, see the <u>Cash Balance Benefit Program Participation</u> job aid available at CalSTRS.com.