

1983 Assembly Bill 254

Date of enactment: April 20, 1984  
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1983 Wisconsin Act 255

AN ACT to repeal subchapter VIII of chapter 40, 20.515 (1) (b) and 40.65 (8); and to amend 40.26 (1) of the statutes, relating to restrictions on earnings of, and employment of, retired employes under the Wisconsin retirement system.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.515 (1) (b) of the statutes is repealed.

SECTION 2. 40.26 (1) of the statutes is amended to read:

40.26 (1) If a participant receiving a retirement annuity or a disability annuitant who has attained his or her normal retirement date receives earnings after January 1, 1982, subject to s. 40.05 (1), or which would be subject to s. 40.05 (1) except for the exclusions specified in ss. 40.02 (54) (a), 40.21 (3) and (4) and 40.22 (4), the annuity shall be terminated and no payment shall be payable after the month in which the total earnings subject to s. 40.05 (1) received in any annual earnings period exceeds an amount equal to  $\frac{6}{36}$  times the participant's final average earnings divided by 5, increased each January 1 after the annuity effective date by the prior year's salary index, ignoring fractions of a dollar.

SECTION 3. 40.65 (8) of the statutes, as affected by 1983 Wisconsin Act 9, is repealed.

SECTION 4. Subchapter VIII of chapter 40 of the statutes is repealed.

SECTION 5. **Program responsibility changes.** In the sections of the statutes listed in Column A, the program responsibilities references shown in Column B are deleted and the program responsibilities references shown in Column C are inserted:

(1) ADMINISTRATION.

(a) *Withholding of funds.*

A	B	C
Statute Sections	References Deleted	References Inserted
15.101 (intro.)	40.94	none

SECTION 6. **Cross-reference changes.** In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

(1) EMPLOYEE TRUST FUNDS.

(a) *Restrictions on earnings by retired persons.*

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<b>A</b>	<b>B</b>	<b>C</b>
Statute Sections 40.02 (24)(intro.) 753.075 (3)	Old Cross-References sub. (48) and s. 40.90 40.26 or subch. VIII of ch. 40	New Cross-References sub. (48) 40.26
806.04 (11)	subch. I, III or IV of ch. 16, subch. VIII of ch. 40 or s. 753.075	subch. I, III or IV of ch. 16 or s. 753.075

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