

No. 335, A.]

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CHAPTER 641.

AN ACT to repeal 23.15 (2), (3), (4), (5) and (6); to amend 16.276 (1) (a), 23.14 (2), (4), (9) and (14) (a), 23.15 (1) and 25.17 (1); to repeal and recreate 20.20 (28) and 23.14 (6); and to create 23.14 (16) of the statutes, relating to the conservation warden pension fund and making an appropriation.

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

SECTION 1. 16.276 (1) (a) of the statutes is amended to read:

16.276 (1) (a) Any classified employe who had attained permanency under section 16.22 and the rules of the personnel board pursuant thereto when he left state service shall, under the provisions of this section, be restored to a position of like seniority, status, pay, salary advancement and pension rights under * * * *section 23.14*. The service of any employe who is *or was* so restored shall be deemed not to be *or have been* interrupted by such leave, except for the receipt of pay or other compensation, accumulation of sick leave, and vacation for the period of such absence, and he shall be given all the benefits of seniority, status, pay, salary advancement and pension rights under * * * *section 23.14* as though his state employment had not been so interrupted.

SECTION 2. 20.20 (28) of the statutes is repealed and recreated to read:

20.20 (28) Annually, beginning July 1, 1949, such sums as it may be necessary to transfer to the conservation warden pension fund as provided by section 23.14 (16).

SECTION 3. 23.14 (2) and (4) of the statutes are amended to read:

23.14 (2) There shall be paid into such fund 7 per cent of the monthly salary of each conservation warden *which shall be deducted by the conservation department from such monthly salary*, except that no amount in excess of \$350 per month, or an equivalent for any other period, shall be considered for the purpose of making contributions or of granting pensions under this section after the effective date of this act. * * *

(4) Said board shall have exclusive control and management of the fund created by this section, *except as provided in subsection (6)*, and all money donated, paid or assessed for the relief or pensioning of disabled, superannuated or retired conservation wardens, their widows and children, and the same shall be placed by the state treasurer to the credit of such fund, subject to the orders of such board. The said board shall make all needful rules and regulations for its government in the discharge of its duties and for the control of such fund and shall decide all applications for relief or pension under this section. The board shall cause to be kept by its secretary a record of all its meetings and proceedings.

SECTION 4. 23.14 (6) of the statutes is repealed and recreated to read:

23.14 (6) The assets of the fund, in excess of the amount of cash required for current operations as determined by the board, shall be invested and reinvested by the state annuity and investment board as provided by section 25.17 (1).

SECTION 5. 23.14 (9) and (14) (a) of the statutes are amended to read:

23.14 (9) If any conservation warden retires after having *attained the age of 55 and having served* * * * 25 years or more in such department, and in case any member shall be discharged after * * * *having attained the age of 55 and having served*

* * * 25 years or more, the board shall order that such member be paid pension monthly of a sum equal to one-half of his *average* monthly * * * *compensation for the last 3 years preceding his retirement or discharge but such pension shall not exceed \$175 per month.* No person shall be entitled to receive any benefit from such pension fund other than that described in this section, and in no event will any allowance be made to any widow after her remarriage or to any minor child after it has reached the age of 16 years.

(14) (a) If any person, who is employed for 10 years or longer as a conservation warden and who, thereafter, is transferred to any other position with and under the jurisdiction of the conservation commission, fulfills all the other requisites of this section, he is eligible to receive the benefits of this section. Such person shall continue to pay into the warden's pension fund a sum equal to * * * 7 per cent of * * * his monthly salary * * * *as an employe of the conservation commission, except that no amount in excess of \$350 per month or an equivalent for any other period shall be considered for the purpose of making contributions.* After such person completes * * * 25 years of combined employment service with and under the jurisdiction of the conservation commission, *and has attained the age of 55 years,* he is eligible to receive a pension * * * *monthly of a sum equal to one-half of his * * * average monthly * * * compensation for the last 3 years preceding his retirement or discharge * * * received as * * * an employe of the conservation commission but such pension shall not exceed \$175 per month.*

SECTION 6. 23.14 (16) of the statutes is created to read:

23.14 (16) On or before September 1, 1949, and on or before September 1 of each fourth year thereafter, it shall be the duty of the insurance commissioner to cause an actuarial examination of the conservation warden's pension fund to be made. The examination shall determine the approximately equal annual payments necessary to amortize the deficit in the fund over the period ending 40 years from the effective date (1949) of this subsection. The insurance commissioner shall certify the amount so determined to the conservation commission and the commission shall each year transfer the amount from the conservation fund provided in section 25.29 to the conservation warden's pension fund until a new certification of the amount to be paid is made by the insurance commissioner, after which the amount transferred shall be in accordance with the new certification.

SECTION 7. 23.15 (1) of the statutes is amended to read:

23.15 (1) * * * Immediately after the effective date (1947) of this subsection, the trustees of the conservation warden pension fund shall prepare an account of the exact amount of money received by such fund as the proceeds from the sale of all confiscations under chapter 29, Wisconsin statutes, other than confiscations of any wild animal as defined in section 29.01, or carcass, or part thereof, and forthwith shall pay or cause to be paid or transferred from the conservation warden pension fund to the school fund created by article X, section 2, Wisconsin constitution, the amount so determined, together with simple interest at 3 per cent per annum on each portion of such amount from the date that such portion was received by the conservation warden pension fund. * * *

SECTION 8. 23.15 (2), (3), (4), (5) and (6) of the statutes are repealed.

SECTION 9. 25.17 (1) of the statutes is amended to read:

25.17 (1) To have exclusive control of the investment and collection of the principal and interest of all moneys loaned or invested from any of the following funds: The several funds of the state retirement system, the life fund, the state insurance fund, the soldier's rehabilitation fund, the funds created by section 23.14, 25.31, 102.49 and 102.59, the state employes' retirement fund, the post-war rehabilitation trust fund, the post-war construction and improvement fund and other similar post-war and trust funds, funds established or referred to by sections 25.20, 25.29, 25.30, 20.573, 34.08, 20.491, 102.65 (10) and 220.20 and all other funds of the state or of any state department or institution, except funds which by the constitution are required to be controlled and invested by the commissioners of public lands, funds which are required by specific provision of law to be controlled and invested by any other authority, and moneys in the university trust funds.

Vetoed. Passed over veto September 12, 1949.