

2001 ASSEMBLY BILL 654

November 27, 2001 – Introduced by Representatives PETROWSKI, LOEFFELHOLZ, HAHN, KRAWCZYK, OWENS, SYKORA, MUSSER, PLOUFF, FREESE, GUNDERSON, JESKEWITZ and MILLER, cosponsored by Senators PLACHE and KANAVAS. Referred to Joint survey committee on Retirement Systems.

1 **AN ACT to amend 20.515 (1) (a); and to create 40.27 (4) of the statutes; relating**
2 **to: granting military service credit for certain teacher annuitants under the**
3 **Wisconsin retirement system and making an appropriation.**

Analysis by the Legislative Reference Bureau

Under current law, participating employees in the Wisconsin retirement system (WRS) may receive creditable military service, for the purpose of calculating retirement benefits, for active service in the various branches of the U.S. armed forces if certain conditions are met. One of the conditions is that the employee must have terminated WRS covered employment on or after January 1, 1982.

This bill provides that an annuitant who terminated WRS covered employment during 1981, who at the time of termination was a teacher, and who had at least 30 years of creditable service must be granted creditable military service for active service in the various branches of the U.S. armed forces. In order to qualify for the creditable military service, the annuitant, no later than the first day of the fourth month beginning after the effective date of the bill, must furnish to the department of employee trust funds evidence that the annuitant's service included active service in the various branches of the U.S. armed forces and that all applicable conditions are satisfied other than the employee's termination date. The creditable military service granted under the bill may only be used for the calculation of a WRS annuity payment that is paid after the effective date of the bill.

This bill will be referred to the joint survey committee on retirement systems for a detailed analysis, which will be printed as an appendix to this bill.

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 20.515 (1) (a) of the statutes is amended to read:

2 20.515 (1) (a) *Annuity supplements and payments.* A sum sufficient to pay the
3 benefits authorized under ss. 40.02 (17) (d) 2. and 40.27 (1), (1m) ~~and (3), and (4)~~ in
4 excess of the amounts payable under other provisions of ch. 40 and to reimburse any
5 amounts expended under par. (w) for the costs of administering the benefits provided
6 under ss. 40.02 (17) (d) 2. and 40.27 (1), (1m) ~~and (3), and (4)~~.

7 **SECTION 2.** 40.27 (4) of the statutes is created to read:

8 **40.27 (4) BENEFIT ADJUSTMENT FOR CERTAIN TEACHER ANNUITANTS WITH ACTIVE**
9 **MILITARY SERVICE.** (a) Notwithstanding s. 40.02 (15) (c) 5., any annuitant who
10 terminated covered employment during 1981, who at the time of termination was a
11 teacher, and who had at least 30 years of creditable service shall be granted
12 creditable military service under s. 40.02 (15) (c) for any service in the U.S. armed
13 forces specified under s. 40.02 (15) (a). In order to qualify for the creditable military
14 service, the annuitant, no later than the first day of the 4th month beginning after
15 the effective date of this paragraph [revisor inserts date], shall furnish to the
16 department evidence satisfactory to the department that the annuitant satisfies the
17 standards required under s. 40.02 (15) (a). The creditable military service granted
18 under this paragraph may only be used for the calculation of an annuity payment
19 that is paid after the effective date of this paragraph [revisor inserts date].

