

**2001 DRAFTING REQUEST**

**Bill**

Received: **07/12/2001**

Received By: **champra**

Wanted: **As time permits**

Identical to LRB:

For: **Jerry Petrowski (608) 266-1182**

By/Representing: **Kathy**

This file may be shown to any legislator: **NO**

Drafter: **champra**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - miscellaneous  
Employ Pub - retirement**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Military service credit for certain teacher annuitants

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**Instructions:**

Grant military service credit for military service for state teachers retirement system annuitants who had in at least 30 years of creditable service and who terminated covered employment in 1981. Have increased benefits only apply to future annuity payments.

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	champra 08/17/2001	jdyer 09/13/2001	kfollet 09/13/2001	_____	lrb_docadmin 09/13/2001	lrb_docadminState 11/09/2001	Retire

FE Sent For:

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1?	champra	1/9/13 jld	1/9/13	1/9/13 self			

FE Sent For:

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ps 415, item 7 : 62088

ps 180, item 7 : 62036

Resnick → Kathy

1981

Jeff Miller  
7-2199

12/3/81

June 18, 1981

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page

at least 3 pages  
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with STM

May 30, 1981

June 30, 1981



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-3509/1

RAC:.....

↑  
jld

2001 BILL

1 AN ACT <sup>gen</sup> ...; relating to: granting military service credit for certain teacher  
2 annuitants under the Wisconsin retirement system ✓ and making an  
3 appropriation.

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*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.

**BILL**

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).

History: 1971 c. 40 s. 93; 1971 c. 125; 1973 c. 90, 151, 337; 1975 c. 39; 1977 c. 29, 84; 1979 c. 34, 38; 1979 c. 102 s. 236 (4); 1981 c. 96; 1981 c. 187 s. 10; 1981 c. 250; 1983 a. 27, 247, 255; 1983 a. 394 s. 2; 1985 a. 29; 1987 a. 27, 107; 1987 a. 403 s. 256; 1989 a. 14, 31; 1989 a. 56 s. 259; 1991 a. 269; 1995 a. 27, 88, 89, 240; 1997 a. 26, 27; 1999 a. 9.

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].

**BILL**

1  
2  
3  
4

(b) Any benefits authorized under par. (a) for any annuitant, which are in excess of the amounts otherwise payable to the annuitant under other provisions of this chapter, shall be paid from the appropriation under s. 20.515 (1) (a).

(END)



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

STEPHEN R. MILLER  
CHIEF

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

September 13, 2001

### MEMORANDUM

To: Representative Petrowski

From: Rick A. Champagne, Senior Attorney

Re: LRB-3509/1 Military service credit for certain teacher annuitants

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY  JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-9930 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.