

CR 86-167

CERTIFICATE

STATE OF WISCONSIN)
) SS
DEPARTMENT OF EMPLOYE TRUST FUNDS)

RECEIVED
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12:40
Revisor of Statutes
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Gary I. Gates, Secretary of the Department of Employee Trust Funds, and custodian of the official records do hereby certify that the annexed amendment and creation of rules relating to the reestablishment of creditable service previously forfeited and the purchase of qualifying service under the Wisconsin Retirement System, were duly approved by the Employes Trust Funds, Teachers Retirement and Wisconsin Retirement Boards and adopted by this department on February 16, 1987.

I further certify that this copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand at 201 East Washington Avenue, in the City of Madison, this 17th day of February, 1987.

Gary I. Gates
Gary I. Gates, Secretary
Department of Employee Trust Funds

4-1-87

ORDER OF THE DEPARTMENT OF EMPLOYE TRUST FUNDS
AMENDING AND ADOPTING RULES

To amend ETF 20.15 (2) (e) and (4) (b) and ETF 20.16 (4), and to create ETF 20.15 (2) (em) and ETF 20.16 (4m), relating to the reestablishment of creditable service previously forfeited and the purchase of qualifying service under the Wisconsin Retirement System.

Analysis Prepared by the Department of Employee Trust Funds

ETF 20.15 (4) (b) allows an applicant who is reestablishing creditable service previously forfeited the option to withdraw the application when the actual amount due to reestablish service is greater than the estimate provided to the applicant by the department. Since the time limit for withdrawal is unspecified, the department proposes to amend ETF 20.15 (4) (b) to clarify that the applicant must notify the department no later than 30 days from the date the department notifies the applicant of the actual amount due if the applicant wishes to withdraw the application.

ETF 20.16 (4) allows an applicant who is purchasing credit for service rendered during a qualifying period the option to withdraw the application if the actual amount due is greater than the estimate provided the applicant by the department. The amendment to ETF 20.16 (4) clarifies that the applicant must notify the department no later than 30 days from the date the department notifies the applicant of the actual amount due if the applicant wishes to withdraw the application.

ETF 20.15 (2) (em) and ETF 20.16 (4m) allow for the unpaid balance on a creditable service application to be deducted from the applicant's annuity, if the actual amount due is greater than the estimate provided. The applicant still has the option of withdrawal under ETF 20.15 (2) (e) and ETF 20.16 (4).

Small businesses are not affected by these rules.

These rules interpret ss. 40.02 (17), 40.08 (6), and 40.25 (6), Stats., and will be adopted pursuant to the authority vested in the Secretary of the Department of Employee Trust Funds by s. 40.03 (2) (1), Stats.

Pursuant to the authority vested in the secretary of the department of employe trust funds by s. 40.03 (2) (1), Stats., the secretary of the department of employe trust funds hereby amends and creates rules interpreting ss. 40.02 (17) (b), 40.08 (6), and 40.25 (6), Stats., as follows:

SECTION 1. ETF 20.15 (2) (e) is amended to read:

ETF 20.15 (2) (e) If the department notifies the applicant that the payment or first installment accompanying the application is insufficient, the additional amount payable, except as provided in par. (em), shall be due ~~within~~ no later than 30 days from the date of the department's notice.

SECTION 2. ETF 20.15 (2) (em) is created to read:

ETF 20.15 (2) (em) Any amount due as a result of the actual amount of repurchase being greater than the estimate provided shall be deducted from the applicant's annuity, if an annuity is being paid, when the final repurchase calculation is complete. Notification of such deduction shall be provided to the applicant and the option of withdrawal provided under sub. (4) (b) shall still be available.

SECTION 3. ETF 20.15 (4) (b) is amended to read:

ETF 20.15 (4) (b) If the actual amount due under sub. (2) (e) is greater than the estimate provided the applicant by the department, the applicant shall have the option of withdrawing the application without prejudice, ~~in which case any amounts previously received by the department shall be refunded as provided in s. 40.08 (6), Stats.~~ If withdrawal of the application is desired, the applicant shall notify the department no later than 30 days from the date of the department's notice of the actual amount due, and any amounts previously received by the department shall be refunded as provided in s. 40.08 (6), Stats.

SECTION 4. ETF 20.16 (4) is amended to read:

ETF 20.16 (4). If the department notifies the applicant that the payment accompanying the application is insufficient, the additional amount payable, except as provided in sub. (4m), shall be due within no later than 30 days from the date of the department's notice. If the actual amount due is greater than the estimate provided the applicant by the department, the applicant shall have the option of withdrawing the application without prejudice. If withdrawal of the application is desired, the applicant shall notify the department no later than 30 days from the date of the department's notice of the actual amount due, and any amounts previously received by the department shall be refunded as provided in s. 40.08 (6), Stats.

SECTION 5. ETF 20.16 (4m) is created to read:

ETF 20.16 (4m). Any amount due as a result of the actual cost being greater than the estimate provided shall be deducted from the applicant's annuity, if an annuity is being paid, when the final calculation is complete. Notification of such deduction shall be provided to the applicant and the option of the withdrawal provided under sub. (4) shall still be available.

The amendments contained in this order shall take effect on the first day of the month following publication as provided in s. 227.22 (2) (intro.), Stats.

February 17, 1987
Date

Gary I. Gates
Gary I. Gates, Secretary
Department of Employee Trust Funds

FISCAL ESTIMATE WORKSHEET

1985 Session

Detailed Estimate of Annual Fiscal Effect
AD MBA-22 (Rev. 11/84)

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB or Bill No./Adm. Rule No. **ETP 20.15 (2) (e) and (4) (b) and ETP 20.16** Amendment No. **(em) and**

Subject **(4) and (4m)**
Purchasing creditable and qualifying service from Wisconsin Retirement System.

I. One-time Costs or Revenue Fluctuations for State and/or Local Government (do not include in annualized fiscal effect):

None

II. Annualized Costs: Note: Treat fiscal costs like a "checkbook": increased costs reduce available funds (-); decreased costs increase available funds (+)

A. State Costs by Category	Annualized fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
Salaries and Fringes	\$ -	\$ +
Staff Support Costs	-	+
Other State Costs	-	+
Local Assistance	-	+
Aids to Individuals or Organizations	-	+
TOTAL State Costs by Category	\$ - 0	\$ + 0

B. State Costs by Source of Funds	Increased Costs	Decreased Costs
FED	\$ -	\$ +
PRO PRS	-	+
SEG SEG S	-	+

C. FTE Position Changes	Increased Pos. + (0)	Decreased Pos. - (0)

III. State Revenues-Complete this only when proposal will increase or decrease state revenues, such as taxes, license fees, etc.	Decreased Rev.	Increased Rev.
GPR Taxes	\$ -	\$ +
GPR Earned	-	+
FED	-	+
PRO PRS	-	+
SEG SEG S	-	+
TOTAL State Revenues	\$ - 0	\$ + 0

Net Annualized Fiscal Impact on State & Local Funds

State	Annual Increases	Annual Decreases	Local	Annual Increases	Annual Decreases
Total Costs	\$ -	\$ +	Total Costs	\$ -	\$ +
Total Revenues	+	-	Total Revenues	+	-
NET Impact on State Funds	\$ (+)	None	NET Impact on Local Funds	\$ (+)	None

Agency Prepared by: (Name & Phone No.)

Diane M. Bass 266-5804
Department of Employee Trust Funds

Authorized Signature: Telephone No.

Diane M. Bass 266-5804

Date

7/31/86

FISCAL ESTIMATE
AD-MBA-23 (Rev. 11/84)

1985 Session

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

Leg. or Bill No. / Adm. Rule No.
ETF 40.15(2)(e) & (4)(b) & ETF 20.16(4)(b) & (4m)
Amendment No. if Applicable

Subject

Purchasing creditable and qualifying service from Wisconsin Retirement System

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Increase Costs - May Be Possible to Absorb Within Agency's Budget Yes No
 Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected
 Towns Villages Cities
 Counties Others _____

Fund Sources Affected

GPR FED PRO PRS SEG SEG S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

The amendments to ETF 20.15 (4) (b) and 20.16 (4) clarify that the applicant must notify the Department of Employee Trust Funds no later than 30 days from the date the department notifies the applicant of the actual amount due if the applicant wishes to withdraw the application. The actual amount due must be greater than the estimate provided to the applicant by the department for these rules to apply.

The creation of ETF 20.15 (2) (em) and 20.16 (4m) allows for the unpaid balance on a creditable service application to be deducted from the applicant's annuity. The actual amount due must be greater than the estimate provided to the applicant by the department for these rules to apply.

No fiscal effect is expected.

Long Range Fiscal Implications

None

Agency/Prepared by: (Name & Phone No.)

Diane M. Bass 266-5804
Department of Employee Trust Funds

Authorized Signature/Telephone No.

Diane M. Bass 266-5804

Date

8/12/86



State of Wisconsin \ DEPARTMENT OF EMPLOYE TRUST FUNDS

Gary I. Gates
Secretary

201 EAST WASHINGTON AVENUE
P.O. BOX 7931
MADISON, WISCONSIN 53707

February 16, 1987

IN REPLY REFER TO:

Gary Poulson
Assistant Revisor of Statutes
Suite 904, 30 West Mifflin Street
Madison, WI 53703

Dear Gary:

RE: Clearinghouse Rule No. 86-167

Enclosed is a Certificate and two copies of an Order Amending and Adopting Rules. A certified copy of this order has been forwarded to the Secretary of State.

Sincerely,

Diane M. Bass
Policy Analyst
(608) 266-5804

DMB/ep th4
Enclosures

RECEIVED

FEB 17 1987

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