

No. 392, S.]

[Published July 5, 1929.]

**CHAPTER 265.**

AN ACT to repeal subsection (21) of section 42.55 and section 42.57, and to recreate said subsection (21) of section 42.55, and to create paragraph (i) of subsection (12) of section 42.55 of the statutes, relating to teachers' annuity and retirement fund in cities of the first class.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Subsection (21) of section 42.55 and section 42.57 of the statutes are repealed, except that the provisions thereof may be referred to to determine the rights of any person fixed thereby prior to the taking effect of this act.

SECTION 2. A new subsection is added to section 42.55 of the statutes to be numbered and to read: (42.55) (21) Whenever territory heretofore has been or is annexed to or consolidated with any city to which this section applies, any teacher employed in any public school in such territory who shall have acquired or shall acquire the status of a regularly appointed teacher in the public schools of the city to or with which such territory shall have been or is annexed or consolidated, shall be entitled to the rights and privileges provided for in this section upon complying with the provisions of this section. As to such teachers, for the purpose of qualifying for an annuity under this section, time spent in teaching in such territory prior to the annexation or consolidation thereof shall be considered as time spent in teaching in such city, except that the provisions of paragraph (i) of subsection (12) of this section shall apply to such teachers.

SECTION 3. A new paragraph is added to subsection (12) of section 42.55 of the statutes to read: (42.55) (12) (i) In determining the teaching service record and the amount of annuity payable under this section to an applicant who, at the time of applying for an annuity under this section, is entitled to any benefit, absolute, contingent or otherwise, under the provisions of sections 42.20 to 42.54, or under the provisions of any teachers' annuity and retirement plan of any other state, territory, nation, province, or governmental subdivision thereof, no credit shall be allowed or given by the board of trustees to such applicant for teaching service performed outside of a city to which this section applies for which outside teaching service such applicant is

entitled to any benefit, absolute, contingent or otherwise, under the provisions of any other teachers' annuity and retirement plan as hereinbefore specified. The provisions of this paragraph shall not affect any rights acquired under this section prior to the taking effect of this paragraph.

SECTION 4. This act shall take effect upon passage and publication.

Approved July 2, 1929.

No. 393, S.]

[Published July 5, 1929.

### CHAPTER 266.

AN ACT to amend paragraph (e) of subsection (12), paragraph (c) of subsection (14), and subsection (17) of section 42.55 of the statutes, relating to teachers' annuity and retirement fund in cities of the first class.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Paragraph (e) of subsection (12) of section 42.55 of the statutes is amended to read: (42.55) (12) (e) A teacher who has taught fifteen or more years and less than twenty-five years in \* \* \* public schools, *at least fifteen of which must have been served in the public schools of a city to which this section applies,* \* \* \* and who shall have attained the age of sixty-five years, having paid the full amount of contribution for each year of such teaching service in \* \* \* public schools, \* \* \* upon filing with the board of trustees proper application, sufficient proofs of age, teaching service, the date of retirement therefrom, and compliance with the provisions of this section with respect to contributions, \* \* \* shall be allowed and paid a proportionate annuity which shall be, as nearly as practicable, as many twenty-fifths of six hundred dollars, as the years of teacher service of such teacher in \* \* \* public schools \* \* \* are a part of twenty-five.

SECTION 2. Paragraph (c) of subsection (14) of section 42.55 of the statutes is amended to read: (42.55) (14) (c) No teacher shall be required to pay into such fund for more than forty years. *An annuity may be applied for by a contributing teacher and may be granted or allowed by the board of trustees prior to the retirement of the applicant from teaching service, but no annuity*