

No. 262, S.]

[Published August 2, 1949.

#### CHAPTER 572.

AN ACT to amend 38.24 (11) (c), (12) (m) and (n) of the statutes, relating to public school teachers' annuity and retirement funds in cities of the first class.

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

38.24 (11) (c), (12) (m) and (n) of the statutes are amended to read:

38.24 (11) (c) Beginning with the first monthly payment of teachers' salaries after September 1, 1945, in any such city, the managing body of such schools shall reserve from the salary of each teacher who enters teaching service, and from the salary of each teacher who elects to come under the provisions of this paragraph, and from every monthly payment thereafter, the sum of \$7 for the first 10 years of service, the sum of \$11 for the next 5 years of service, and thereafter the sum of \$15, but such reservations shall be limited to 10 in any school year, and shall pay the sums so reserved into the annuity and retirement fund. Any teacher from whose salary reservations or deductions have been made under the provisions of section 925-xx or of paragraph (a) or (b) may elect in such manner as the board of trustees may prescribe to have reservations made from salary under the provisions of this paragraph and become entitled to benefits as provided herein. Any teacher who does not elect to come under the provisions of this paragraph within one year from \* \* \* *June 1, 1949*, shall be forever barred from coming under the provisions of this paragraph, except that any teacher on leave on \* \* \* *June 1, 1949*, may elect to come under its provisions within one year after returning to teaching service upon termination of such leave. *Any teacher making such election after June 1, 1949, shall within one year after making such election pay into the annuity and retirement fund the difference between the amount of salary reservations provided under this paragraph and the salary reservations actually made during the period from September 1, 1946, to the date of such election with interest at 3 per centum per annum in order that such election may become effective.* Annuities payable to teachers coming under the provisions of this paragraph shall be determined as provided in subsection (12) (m), subject to the provisions of subsection (14) (c), and payment of refunds shall be governed by the provisions of subsection (16) (b).

(12) (m) Any teacher from whose salary reservations have been made in accordance with the provisions of subsection (11) (c) shall become eligible for an annuity under the following conditions: (1) Upon certification for total and permanent disability as provided in paragraph (f); or (2) upon certification for temporary disability

after 5 years or more of teaching service in the public schools of a city to which this section applies, as provided in paragraph (d); or (3) after 10 or more years of teaching service in a city to which this section applies, having ceased to render teaching service in \* \* \* the public schools of a city to which this section applies and having attained the age of 55 years and upon compliance with the provisions of subsection (14) (c) and if no refund of contributions has been paid to such teacher as provided in subsection (16) (b). The annuity payable shall be determined as follows: Where the period of service is less than 25 years the annuity shall be as many twenty-fifths of \$800 as the years of teaching service are part of 25, and for the period of service of 25 years or more the annuity shall be \$800 for the first 25 years of service, increased by \$85 for each additional year of service, but shall not exceed \$1,650 in any event.

(n) Any teacher who is a member of the annuity and retirement fund may elect in writing to authorize the managing body of the schools to reserve from the salary of such teacher beginning with the first monthly payment of teachers' salaries after such election and from every monthly payment thereafter the sum of \$1, but such reservations shall be limited to 10 in any school year, and to pay the sums so reserved into the annuity and retirement fund. Any teacher who does not make such election within one year from May 19, 1945, or within one year after becoming a member of the annuity and retirement fund shall be forever barred from coming under the provisions of this paragraph, except that any teacher on leave on May 19, 1945, may elect to come under its provisions within one year after returning to teaching service upon termination of such leave. Upon the death of any teacher who has elected to come under the provisions of this paragraph before retirement or withdrawal from teaching service, his designated beneficiary, or in the absence of such designation, his executors or administrators shall be entitled to a death benefit of \$1,000 in addition to the refund of contributions as provided in subsection (16), upon application therefor and upon proof of the death of said teacher and establishment of claim to the satisfaction of the board of trustees. *If any teacher who has elected to come under the provision of this paragraph shall be on leave of absence, such teacher shall pay into the fund the amounts required under this paragraph in lieu of the salary reservations herein authorized within 30 days of the due date of each payment and if such payments are not made the right to a death benefit under this paragraph shall terminate. Upon the retirement of any teacher who has elected to come under the provisions of this paragraph, such teacher may elect to continue the benefit under this paragraph for a period of one year from the date of retirement upon payment to the fund at the date of such election the single sum of \$10.*

Approved July 28, 1949.

---