

1989 Assembly Bill 834

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## 1989 WISCONSIN ACT 327

AN ACT *to amend* 40.02 (17) (intro.); and *to create* 40.02 (17) (j) of the statutes, **relating to:** granting creditable service to participating employes under the Wisconsin retirement system for service as a junior teacher that was not previously credited under the state teachers retirement system.

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

**SECTION 1.** 40.02 (17) (intro.) of the statutes is amended to read:

40.02 (17) (intro.) "Creditable service" means the creditable current and prior service, expressed in years and fractions of a year to the nearest one-hundredth, for which a participating employe receives earnings and for which contributions have been made as required by s. 40.05 (1) and (2) and creditable military service and service credited under s. 40.29, expressed in years and fractions of years to the nearest one-hundredth. How much service in any annual earnings period is the full-time equivalent of one year of creditable service shall be determined by rule by the department and the rules may provide for differing equivalents for different types of employment. The Except as provided under par. (j), the amount of creditable service for periods prior to January 1, 1982, shall be the amount for which the participant was eligible under the applicable laws and rules in effect prior to January 1, 1982. No more than one year of creditable service shall be granted for any annual earnings period.

Creditable service is determined in the following manner for the following persons:

**SECTION 2.** 40.02 (17) (j) of the statutes is created to read:

40.02 (17) (j) Each participating employe whose creditable service terminates on or after the effective date of this paragraph .... [revisor inserts date], and who submits to the department proof that the participant performed service in this state as a junior teacher, as defined in s. 42.20 (6), 1955 stats., that was not credited under s. 42.40, 1955 stats., shall receive creditable service for the period for which that service was performed, even if the participant did not become a member of the state teachers retirement system after performing that service, if the participant pays to the department a lump sum equal to 5% of one-twelfth of the employe's highest earnings in a single annual earnings period multiplied by the number of months of creditable service that is granted under this paragraph. That amount shall be credited and treated as employe required contributions for all purposes of the Wisconsin retirement system. No employer may pay any amount payable under this paragraph on behalf of any participating employe.