



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-4907/P2  
FFK:jld&ahe

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1     **AN ACT** *to repeal* 40.23 (1) (c); and *to amend* 40.23 (1) (d) of the statutes;  
2             **relating to:** accepting an application for a retirement annuity (suggested as  
3             remedial legislation by the Department of Employee Trust Funds).

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***Analysis by the Legislative Reference Bureau***

This bill eliminates the prohibition against the Department of Employee Trust Funds accepting an application for a retirement annuity that specifies an annuity effective date that is more than 60 days after the date on which the application is received.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Employee Trust Funds and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

4     **SECTION 1.** 40.23 (1) (c) of the statutes is repealed.

1           **SECTION 2.** 40.23 (1) (d) of the statutes is amended to read:

2           40.23 (1) (d) ~~Notwithstanding par. (e), an An~~ application for an annuity to be  
3 effective on the day following termination of employment may be filed prior to the  
4 employee's anticipated termination date. The participant shall state the anticipated  
5 ~~termination date shall be stated~~ in the application and the department shall not  
6 make an annuity payment until the employee has terminated.

NOTE: SECTIONS 1 and 2 eliminate the general prohibition against the Department of Employee Trust Funds accepting an application for a retirement annuity that specifies an effective date more than 60 days after the application is received by the department.

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(END)