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Correspondence Memorandum

Date: November 16, 2023

To: Employee Trust Funds Board

From: Dan Hayes, Attorney
 Office of Legal Services

Subject: Administrative Rules Status Update

This memo is for informational purposes only. No Board action is required.

On September 21, 2023, the technical administrative rule, CR 23-023, was approved by the Employee Trust Funds, Wisconsin Retirement, and Teacher Retirement Boards. The rule was submitted to the Governor’s Office on September 25, 2023, and is currently awaiting approval. If approved, it will then be sent to the Legislature for review.

The objective of the rule is to make technical updates to existing Department of Employee Trust Funds (ETF) rules, delete obsolete language in ETF rules, and make other minor changes. The changes include updating the code to be consistent with required minimum distribution provisions in federal law, including the Federal Setting Every Community Up for Retirement Enhancement (SECURE) Act (2019), SECURE 2.0 Act (2022) and 2021 Wisconsin Act 245, updating the definition of “guardian” to be consistent with changes in the child guardianship law, removing obsolete sections related to Social Security wage reporting requirements, adding a reference to the Chapter 244 definition of “incapacity” to power of attorney requirements, amending the code to round an annuity applicant’s age to the nearest month rather than the nearest quarter year for annuity option conversion purposes, requiring a domestic relations order to be submitted on ETF’s form, correcting outdated cross-references to statutes, and other minor changes.

Staff will be at the Board meeting to answer any questions.

Reviewed and approved by Diana Felsmann, General Counsel, Office of Legal Services
 Electronically Signed 11/21/2023

Board	Mtg Date	Item #
ETF	12.14.23	5I