



**STATE OF WISCONSIN**  
**Department of Employee Trust Funds**  
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 SECRETARY

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## ***Correspondence Memorandum***

**Date:** May 29, 2024

**To:** Employee Trust Funds Board  
 Teachers Retirement Board  
 Wisconsin Retirement Board

**From:** Dan Hayes, Attorney  
 Office of Legal Services

**Subject:** Administrative Rules Update

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

The technical administrative rule, CR 23-023, that the Employee Trust Funds, Wisconsin Retirement and Teacher Retirement Boards approved at their September 2023 meetings, was published in the Wisconsin Administrative Register, No. 821B, on May 28, 2024, with an effective date of June 1. The promulgation process is complete. The governor approved the rule on Dec. 14, 2023. Prior to approval, the governor objected to a proposed provision to require domestic relations orders to be submitted on ETF's form. It was removed. No action was taken by the Legislature as part of their review.

As you will recall, the objective of the rule is to make technical updates to existing 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age to the nearest month rather than the nearest quarter year for annuity option conversion purposes, correcting outdated cross-references to statutes, and other minor changes.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 06/03/2024

| Board | Mtg Date | Item # |
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| JM    | 06.20.24 | 4D     |