

(6) The participant makes the contributions which would have been required if the service to be credited had been subject to s. 42.80, 1979 Stats., at the time the teacher became a member, as defined in s. 42.70 (k), 1979 Stats., of the former Milwaukee teachers retirement fund, or if later, at the time the teacher returned to covered Milwaukee teaching after the period of outside teaching. The amount due shall be increased with interest at the effective rate, as defined in s. 40.02 (23), Stats., as though the contributions were in the fund on September 1, 1959.

History: Cr. Register, June, 1983, No. 330, eff. 7-1-83; am. (2), Register, September, 1983, No. 333, eff. 10-1-83.

ETF 10.10 Teachers retirement board elections. (1) The purpose of this section is to set forth procedures for all elections to the teachers retirement board, pursuant to ss. 15.165 (1) and (3) (a) and 40.03 (2) (p), Stats. An election shall be scheduled whenever a term is due to expire.

(2) When an elective position on the teachers retirement board is vacated due to resignation, death or for any other reason, a successor shall be elected for the remainder of the unexpired term at a time determined by the secretary, but no later than the next election specified in sub. (1).

(3) Persons shall be considered eligible to vote if they are in the department's participant file and meet the other voting eligibility requirements set forth in this section at the time ballots are addressed.

(4) A teacher employed in more than one employment location within an election category specified under s. 15.165 (3) (a) 1 or 2, Stats., shall be sent a ballot at only one location as determined by the department. A teacher concurrently employed by both a public school and a vocational, technical and adult education district shall be sent a ballot at both locations and shall be eligible to vote in both categories specified under s. 15.165 (3) (a) 1 and 2, Stats.

(6) Employees of the state department of public instruction; state department of health and social services; state board of vocational, technical and adult education; and the educational communications board, who are classified as teachers under the Wisconsin retirement system, are not employed by a public school or a vocational, technical and adult education district and shall be ineligible to vote in any election category.

(7) Any participant satisfying the eligibility requirements of s. 15.165 (3), Stats., may be nominated for election to the teachers retirement board by satisfying the requirements of pars. (a) to (c) within the calendar dates established by the department. The department shall publish notice of the election, the nomination timetable and instructions for prospective candidates in the department newsletter. Prospective candidates may obtain nominating petition forms from the department. The candidate shall:

(a) Submit to the department a nominating petition, which shall contain at least 50 but no more than 100 signatures, shall indicate the signer's employer, or last Wisconsin teaching employer for annuitants, the signer's social security number and the date signed. If more than 100 signatures are submitted, the department shall, based upon the date signed, review only the first 100 signatures for validity and the balance shall be disregarded.

(b) Certify that the signers are, to the best of the candidate's knowledge, eligible to vote in the election category for which the candidate is running.

(c) Submit to the department biographical information containing no more than 100 words. If the biographical information submitted exceeds this maximum, the first 100 words shall be printed and the balance shall be dropped. The department shall print and send candidates' biographical information to eligible voters with the ballots.

(8) The department shall print ballots with the candidates' names in alphabetical order and shall include instructions for marking the ballot and the deadline for its return. Each employer shall be sent one ballot individually labeled with the participant name for each active participant employe. A distribution list, prepared by the department and containing the names of employes for whom ballots are included, shall accompany the ballots. Employers shall be required to verify, by signing the distribution list, that ballots have been distributed within 30 days of the date they were mailed by the department. The employer shall indicate on the distribution list which ballots could not be distributed and shall return the undistributed ballots. For the annuitant election, ballots shall be sent directly to teacher annuitants at the last home address the department has on file.

(9) All voters shall certify their eligibility to vote in the appropriate election category by signing the signature stub provided with the ballot and returning it with the sealed ballot.

(10) An election committee shall be appointed by the teachers retirement board and shall consist of the secretary of the department and 2 teachers retirement board members not running for re-election. A majority of the election committee shall determine the validity of questionable ballots.

(11) Ballot validation shall be accomplished by checking the signature stub accompanying the sealed ballot. Questionable items shall be set aside for review by the election committee. If there is a question about the validity of a ballot after it is opened it shall also be set aside for review by the election committee. A ballot shall be deemed invalid by the election committee if:

(a) No signature stub accompanies the ballot.

(b) The signature stub accompanying the sealed ballot is not signed.

(c) Too many candidates have been voted for on the ballot.

(d) The election committee finds that a ballot is so defective that it cannot be determined with reasonable certainty for whom the ballot was cast.

(12) If the number of candidates is equal to or less than the number of positions to be filled within an election category, no election shall be held and all candidates shall be declared to be elected.

(13) If there is more than one teachers retirement board position to be filled, and an election is held, voters may vote for as many candidates, in the appropriate election category, as there are positions to be filled.

(14) Write-in candidates shall be disallowed.

(15) Candidates receiving the largest number of votes shall be elected. A tie shall be broken by the drawing of lots. The counting of ballots shall be conducted under the direction of the secretary.

(16) The department shall notify all candidates of the results by the May 1 following the close of the election.

(17) The department shall retain nominating petitions and ballots for 30 days from the date the candidates are notified in sub. (16). If a candidate wishes to request a recount, the candidate shall submit the request to the department within 30 days of the date the candidates are notified of the election results. A recount shall be conducted under the direction of the secretary.

History: Cr. Register, March, 1984, No. 339, eff. 4-1-84; r. (5) and am. (7) (intro.), Register, January, 1985, No. 349, eff. 2-1-85.

ETF 10.15 Annuity reserves. The amounts credited to and the liabilities of the reserves for annuities granted shall be determined by the actuary

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