



Legislation Text

File #: 950323, Version: 2

950323

SUBSTITUTE 2

THE COMMON COUNCIL

A charter ordinance relating to an escalator for accidental death benefits under the employees' retirement act.

36-05-5-d cr

- Analysis -

Under s. 36-05-5 of the charter, widows of employes who die while in the performance of duty are entitled to a pension of 60% of the deceased employe's final average salary, and return of member contribution. This charter ordinance makes widows of deceased employees who died prior to January 1, 1993, while in the performance of duty eligible for a catch-up adjustment and escalator as provided to widows of service retirees retiring prior to January 1, 1993 in s. 36-05-1-i-1-b and 2-b.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 36-05-5-d is created to read:

36-05. Benefits.

5. ACCIDENTAL DEATH BENEFIT.

d. A widow or widower of a member who died prior to January 1, 1993, who is receiving a pension under par. a-2 shall be eligible for catch-up under sub. 1-i-1-b and an escalator under sub. 1-i-2-b during the period of such widow's eligibility. In computing such catch-up and escalator, the member's date of death shall be considered the member's date of service retirement. No other beneficiaries under par. a shall be eligible for either catch-up or an escalator.

Part 2. This is a charter ordinance and shall take effect 60 days after its passage and publication, unless within such 60 days a referendum petition is filed as provided in s. 66.01(5), Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

Employes' Retirement System
LRB95259.2
BJZ:bsw
7/10/95