

1.1 A bill for an act
1.2 relating to retirement; authorizing eligible Duluth township employees to elect
1.3 Public Employees Retirement Association general plan coverage and receive
1.4 retroactive coverage.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **PERA COVERAGE ELECTION AND SERVICE CREDIT PURCHASE;**
1.7 **DULUTH TOWNSHIP CLERK.**

1.8 (a) Notwithstanding any provision of Minnesota Statutes, chapter 353 or 353D, to the
1.9 contrary, an eligible person described in paragraph (b) is eligible to purchase from the
1.10 general employees retirement plan of the Public Employees Retirement Association allowable
1.11 service credit under section 353.01, subdivision 16, for the period of service described in
1.12 paragraph (c).

1.13 (b) An eligible person is a person who:

1.14 (1) was born on July 19, 1953;

1.15 (2) became a member of the public employees defined contribution plan of the Public
1.16 Employees Retirement Association on January 7, 1997, as the elected clerk for Duluth
1.17 township;

1.18 (3) should have become a member of the public employees general plan of the Public
1.19 Employees Retirement Association on April 12, 2001, when the elected clerk position
1.20 became an appointed position;

1.21 (4) erroneously remained in the public employees defined contribution plan until February
1.22 2017; and

2.1 (5) retroactively joined the public employees general plan to January 1, 2014, pursuant
2.2 to section 353.27, subdivision 12.

2.3 (c) The period of uncredited service authorized for purchase is the period of April 12,
2.4 2001, until December 31, 2013.

2.5 (d) Any member contributions made to the public employees defined contribution plan,
2.6 plus any earned investments returns on those contributions, remaining after the transfer
2.7 associated with the cost of omitted salary deductions pursuant to section 353.27, subdivision
2.8 12, may be transferred to the public employees general plan of the Public Employees
2.9 Retirement Association upon request from the eligible person. The transfer must occur
2.10 within 60 days of the request. Authority to request a transfer under this section expires
2.11 December 31, 2017.

2.12 (e) Any employer contributions made to the public employees defined contribution plan,
2.13 plus any earned investment returns on those contributions, remaining after the transfer
2.14 associated with the cost of omitted salary deductions pursuant to section 353.27, subdivision
2.15 12, must be transferred to the public employees general plan of the Public Employees
2.16 Retirement Association at the same time as the transfer that occurs under paragraph (d).

2.17 (f) If the eligible person requests a transfer under paragraph (d), the eligible person must
2.18 pay the member contributions that the eligible person would have made to the Public
2.19 Employees Retirement Association on the eligible person's compensation from the Duluth
2.20 township for the period of service described in paragraph (c) as if the person had been
2.21 covered by the public employees general plan, plus annual compound interest on that amount
2.22 at the rate of 8.5 percent from April 12, 2001, until June 30, 2015, and eight percent from
2.23 July 1, 2015, until the date payment is made to the Public Employees Retirement Association,
2.24 less the transferred member contributions and investment earnings.

2.25 (g) Upon the transfer of the amounts under paragraphs (d), (e), and (f), Duluth township
2.26 shall pay the prior service credit purchase payment amount calculated under Minnesota
2.27 Statutes, section 356.551, less any amounts received under paragraphs (d), (e), and (f),
2.28 within 60 days following the receipt of the eligible person's payment under paragraph (f).

2.29 (h) Upon the transfer and payment under paragraph (g), the eligible person must be
2.30 credited by the Public Employees Retirement Association with allowable service credit for
2.31 Duluth township employment from April 12, 2001, until December 31, 2013.

2.32 (h) Authority to make a service credit purchase under this section expires one year from
2.33 the effective date of this section.

3.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.