

1.1 ..... moves to amend H.F. No. 3903; S.F. No. 3808, as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 **"ARTICLE 1**

1.4 **STATE BOARD OF INVESTMENT PROVISIONS**

1.5 Section 1. Minnesota Statutes 2018, section 11A.24, subdivision 6, is amended to read:

1.6 Subd. 6. **Other investments.** (a) In addition to the investments authorized in subdivisions  
1.7 1 to 5, and subject to the provisions in paragraph (b), the state board is authorized to invest  
1.8 funds in:

1.9 (1) equity and debt investment businesses through participation in limited partnerships,  
1.10 trusts, private placements, limited liability corporations, limited liability companies, limited  
1.11 liability partnerships, and corporations;

1.12 (2) real estate ownership interests or loans secured by mortgages or deeds of trust or  
1.13 shares of real estate investment trusts through investment in limited partnerships,  
1.14 bank-sponsored collective funds, trusts, mortgage participation agreements, and insurance  
1.15 company commingled accounts, ~~including separate accounts;~~

1.16 (3) resource investments through limited partnerships, trusts, private placements, limited  
1.17 liability corporations, limited liability companies, limited liability partnerships, and  
1.18 corporations; ~~and~~

1.19 (4) investment vehicles that are co-investments or separate accounts;

1.20 (5) liquid alternatives;

1.21 (6) bank loans; and

1.22 ~~(4)~~ (7) international securities.

2.1 (b) The investments authorized in paragraph (a) must conform to the following ~~provisions~~  
2.2 clauses:

2.3 (1) the aggregate value of all investments made under paragraph (a), clauses (1) to ~~(3)~~  
2.4 (4), may not exceed 35 percent of the market value of the fund for which the state board is  
2.5 investing;

2.6 (2) there must be at least four unrelated owners of the investment other than the state  
2.7 board for investments made under paragraph (a), clause (1), (2), or (3);

2.8 (3) state board participation in an investment vehicle is limited to 20 percent thereof for  
2.9 investments made under paragraph (a), clause (1), (2), or (3); and

2.10 (4) state board participation in ~~a limited partnership~~ an investment vehicle does not  
2.11 include a general partnership interest or other interest involving general liability. The state  
2.12 board may not ~~engage~~ participate in any ~~activity as a limited partner~~ investment vehicle in  
2.13 a manner which creates general liability.

2.14 (c) All financial, business, or proprietary data collected, created, received, or maintained  
2.15 by the state board in connection with investments authorized by paragraph (a), ~~clause~~ clauses  
2.16 ~~(1), (2), or (3)~~ to (6), are nonpublic data under section 13.02, subdivision 9. As used in this  
2.17 paragraph, "financial, business, or proprietary data" means data, as determined by the  
2.18 responsible authority for the state board, that is of a financial, business, or proprietary nature,  
2.19 the release of which could cause competitive harm to the state board, the legal entity in  
2.20 which the state board has invested or has considered an investment, the managing entity of  
2.21 an investment, or a portfolio company in which the legal entity holds an interest. As used  
2.22 in this section, "business data" is data described in section 13.591, subdivision 1. Regardless  
2.23 of whether they could be considered financial, business, or proprietary data, the following  
2.24 data received, prepared, used, or retained by the state board in connection with investments  
2.25 authorized by paragraph (a), ~~clause~~ clauses ~~(1), (2), or (3)~~ to (6), are public at all times:

2.26 (1) the name and industry group classification of the legal entity in which the state board  
2.27 has invested or in which the state board has considered an investment;

2.28 (2) the state board commitment amount, if any;

2.29 (3) the funded amount of the state board's commitment to date, if any;

2.30 (4) the market value of the investment by the state board;

2.31 (5) the state board's internal rate of return for the investment, including expenditures  
2.32 and receipts used in the calculation of the investment's internal rate of return; and

3.1 (6) the age of the investment in years.

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

3.3 **ARTICLE 2**

3.4 **ST. PAUL CITY AND SCHOOL DISTRICT**  
3.5 **CONTRIBUTIONS TO MULTIEMPLOYER PLANS**

3.6 Section 1. Minnesota Statutes 2019 Supplement, section 353.01, subdivision 2b, is amended  
3.7 to read:

3.8 Subd. 2b. **Excluded employees.** (a) The following public employees are not eligible to  
3.9 participate as members of the association with retirement coverage by the general employees  
3.10 retirement plan, the local government correctional employees retirement plan under chapter  
3.11 353E, or the public employees police and fire retirement plan:

3.12 (1) persons whose annual salary from one governmental subdivision never exceeds an  
3.13 amount, stipulated in writing in advance, of \$5,100 if the person is not a school district  
3.14 employee or \$3,800 if the person is a school year employee. If annual compensation from  
3.15 one governmental subdivision to an employee exceeds the stipulated amount in a calendar  
3.16 year or a school year, whichever applies, after being stipulated in advance not to exceed the  
3.17 applicable amount, the stipulation is no longer valid and contributions must be made on  
3.18 behalf of the employee under section 353.27, subdivision 12, from the first month in which  
3.19 the employee received salary exceeding \$425 in a month;

3.20 (2) public officers who are elected to a governing body, city mayors, or persons who  
3.21 are appointed to fill a vacancy in an elected office of a governing body, whose term of office  
3.22 commences on or after July 1, 2002, for the service to be rendered in that elected position;

3.23 (3) election judges and persons employed solely to administer elections;

3.24 (4) patient and inmate personnel who perform services for a governmental subdivision;

3.25 (5) except as otherwise specified in subdivision 12a, employees who are employed solely  
3.26 in a temporary position as defined under subdivision 12a, and employees who resign from  
3.27 a nontemporary position and accept a temporary position within 30 days of that resignation  
3.28 in the same governmental subdivision;

3.29 (6) employees who are employed by reason of work emergency caused by fire, flood,  
3.30 storm, or similar disaster, but if the person becomes a probationary or provisional employee  
3.31 within the same pay period, other than on a temporary basis, the person is a "public  
3.32 employee" retroactively to the beginning of the pay period;

(7) employees who by virtue of their employment in one governmental subdivision are required by law to be a member of and to contribute to any of the plans or funds administered by the Minnesota State Retirement System, the Teachers Retirement Association, or the St. Paul Teachers Retirement Fund Association, but this exclusion must not be construed to prevent a person from being a member of and contributing to the Public Employees Retirement Association and also belonging to and contributing to another public pension plan or fund for other service occurring during the same period of time, and a person who meets the definition of "public employee" in subdivision 2 by virtue of other service occurring during the same period of time becomes a member of the association unless contributions are made to another public retirement plan on the salary based on the other service or to the Teachers Retirement Association by a teacher as defined in section 354.05, subdivision 2;

(8) persons who are members of a religious order and are excluded from coverage under the federal Old Age, Survivors, Disability, and Health Insurance Program for the performance of service as specified in United States Code, title 42, section 410(a)(8)(A), as amended, if no irrevocable election of coverage has been made under section 3121(r) of the Internal Revenue Code of 1954, as amended;

(9) persons who are:

(i) employed by a governmental subdivision who have not reached the age of 23 and who are enrolled on a full-time basis to attend or are attending classes on a full-time basis at an accredited school, college, or university in an undergraduate, graduate, or professional-technical program, or at a public or charter high school;

(ii) employed as resident physicians, medical interns, pharmacist residents, or pharmacist interns and are serving in a degree or residency program in a public hospital or in a public clinic; or

(iii) students who are serving for a period not to exceed five years in an internship or a residency program that is sponsored by a governmental subdivision, including an accredited educational institution;

(10) persons who hold a part-time adult supplementary technical college license who render part-time teaching service in a technical college;

(11) for the first three years of employment, foreign citizens who are employed by a governmental subdivision, except that the following foreign citizens are included employees under subdivision 2a:

(i) employees of Hennepin County or Hennepin Healthcare System, Inc.;

5.1 (ii) employees legally authorized to work in the United States for three years or more;  
5.2 and

5.3 (iii) employees otherwise required to participate under federal law;

5.4 (12) public hospital employees who elected not to participate as members of the  
5.5 association before 1972 and who did not elect to participate from July 1, 1988, to October  
5.6 1, 1988;

5.7 (13) except as provided in section 353.86, volunteer ambulance service personnel, as  
5.8 defined in subdivision 35, but persons who serve as volunteer ambulance service personnel  
5.9 may still qualify as public employees under subdivision 2 and may be members of the Public  
5.10 Employees Retirement Association and participants in the general employees retirement  
5.11 plan or the public employees police and fire plan, whichever applies, on the basis of  
5.12 compensation received from public employment service other than service as volunteer  
5.13 ambulance service personnel;

5.14 (14) except as provided in section 353.87, volunteer firefighters, as defined in subdivision  
5.15 36, engaging in activities undertaken as part of volunteer firefighter duties, but a person  
5.16 who is a volunteer firefighter may still qualify as a public employee under subdivision 2  
5.17 and may be a member of the Public Employees Retirement Association and a participant  
5.18 in the general employees retirement plan or the public employees police and fire plan,  
5.19 whichever applies, on the basis of compensation received from public employment activities  
5.20 other than those as a volunteer firefighter;

5.21 (15) employees in the building and construction trades, as follows:

5.22 (i) pipefitters and associated trades personnel employed by Independent School District  
5.23 No. 625, St. Paul, with coverage under a collective bargaining agreement by the pipefitters  
5.24 local 455 pension plan who were either first employed after May 1, 1997, or, if first employed  
5.25 before May 2, 1997, elected to be excluded under Laws 1997, chapter 241, article 2, section  
5.26 12;

5.27 ~~(16)~~ (ii) electrical workers, plumbers, carpenters, and associated trades personnel ~~who~~  
5.28 ~~are~~ employed by Independent School District No. 625, St. Paul, or the city of St. Paul, ~~who~~  
5.29 ~~have retirement~~ with coverage under a collective bargaining agreement by the electrical  
5.30 workers local 110 pension plan, the ~~United Association~~ plumbers local 34 pension plan, or  
5.31 the ~~pension plan applicable to~~ carpenters local 322 pension plan who were either first  
5.32 employed after May 1, 2000, or, if first employed before May 2, 2000, elected to be excluded  
5.33 under Laws 2000, chapter 461, article 7, section 5;

(17) (iii) bricklayers, allied craftworkers, cement masons, glaziers, glassworkers, painters, allied tradesworkers, and plasterers who are employed by the city of St. Paul or Independent School District No. 625, St. Paul, with coverage under a collective bargaining agreement by the bricklayers and allied craftworkers local 1 pension plan, the cement masons local 633 pension plan, the glaziers and glassworkers local 1-1324 1324 pension plan, the painters and allied trades local 61 pension plan, or the ~~two~~ cities plasterers local 265 pension plan who were either first employed after May 1, 2001, or if first employed before May 2, 2001, elected to be excluded under Laws 2001, First Special Session chapter 10, article 10, section 6;

(18) (iv) plumbers who are employed by the Metropolitan Airports Commission, with coverage under a collective bargaining agreement by the plumbers local 34 pension plan, who were either were first employed after May 1, 2001, or if first employed before May 2, 2001, elected to be excluded under Laws 2001, First Special Session chapter 10, article 10, section 6;

(v) electrical workers or pipefitters employed by the Minneapolis Park and Recreation Board, with coverage under a collective bargaining agreement by the electrical workers local 292 or pipefitters local 539 pension plan, who were first employed before May 2, 2015, and who elected to be excluded under Laws 2015, chapter 68, article 11, section 5;

(vi) laborers and associated trades personnel employed by the city of St. Paul or Independent School District No. 625, St. Paul, who are designated as temporary employees with coverage under a collective bargaining agreement by a multiemployer plan as defined in section 356.27, subdivision 1, who were either first employed on or after June 1, 2018, or if first employed before June 1, 2018, elected to be excluded under Laws 2018, chapter 211, article 16, section 13; and

(vii) employees who are trades employees as defined in section 356.27, subdivision 1, first hired on or after July 1, 2020, by the city of St. Paul or Independent School District No. 625, St. Paul, except for any trades employee for whom contributions are made under section 356.24, subdivision 1, clause (8), (9), or (10), by either employer to a multiemployer plan as defined in section 356.27, subdivision 1;

(19) (16) employees who are hired after June 30, 2002, solely to fill seasonal positions under subdivision 12b which are limited in duration by the employer to 185 consecutive calendar days or less in each year of employment with the governmental subdivision;

(20) (17) persons who are provided supported employment or work-study positions by a governmental subdivision and who participate in an employment or industries program

maintained for the benefit of these persons where the governmental subdivision limits the position's duration to up to five years, including persons participating in a federal or state subsidized on-the-job training, work experience, senior citizen, youth, or unemployment relief program where the training or work experience is not provided as a part of, or for, future permanent public employment;

~~(21)~~ (18) independent contractors and the employees of independent contractors;

~~(22)~~ (19) reemployed annuitants of the association during the course of that reemployment;

~~(23)~~ (20) persons appointed to serve on a board or commission of a governmental subdivision or an instrumentality thereof; and

~~(24)~~ (21) persons employed as full-time fixed-route bus drivers by the St. Cloud Metropolitan Transit Commission who are members of the International Brotherhood of Teamsters Local 638 and who are, by virtue of that employment, members of the International Brotherhood of Teamsters Central States pension plan;

~~(25) electricians or pipefitters employed by the Minneapolis Park and Recreation Board, with coverage under a collective bargaining agreement by the IBEW local 292, or pipefitters local 539 pension plan, who were first employed before May 2, 2015, and who elected to be excluded under Laws 2015, chapter 68, article 11, section 5; and~~

~~(26) laborers and associated trades personnel employed by the city of St. Paul or Independent School District No. 625, St. Paul, who are designated as temporary employees under a collective bargaining agreement and have retirement coverage by the Minnesota Laborers Pension Fund who were either first employed on or after June 1, 2018, or, if first employed before June 1, 2018, who elected to be excluded under Laws 2018, chapter 211, article 16, section 13.~~

(b) Any person performing the duties of a public officer in a position defined in subdivision 2a, paragraph (a), clause (3), is not an independent contractor and is not an employee of an independent contractor.

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

**Sec. 2. [356.27] CITY OF ST. PAUL AND INDEPENDENT SCHOOL DISTRICT NO. 625, ST. PAUL; TRADE UNION AGREEMENTS.**

**Subdivision 1. Definitions.** (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

8.1 (b) "Building and construction trades" means categories of employees who perform  
8.2 building construction, maintenance, or inspection services, including:

8.3 (1) bricklayers;

8.4 (2) carpenters;

8.5 (3) cement masons;

8.6 (4) electricians;

8.7 (5) elevator constructors;

8.8 (6) glaziers;

8.9 (7) laborers;

8.10 (8) operating engineers;

8.11 (9) painters;

8.12 (10) pipefitters;

8.13 (11) plasterers;

8.14 (12) plumbers;

8.15 (13) roofers;

8.16 (14) sheet metal workers; and

8.17 (15) sprinkler fitters.

8.18 Building and construction trades does not include machinists or teamsters.

8.19 (c) "Employers" means the city of St. Paul and Independent School District No. 625,  
8.20 St. Paul.

8.21 (d) "Grandfathered trades employees" means trades employees on whose behalf an  
8.22 employer made contributions on or before June 30, 2020, to PERA and to one or more  
8.23 multiemployer plans other than as provided in section 356.24, subdivision 1, clause (8), (9),  
8.24 or (10).

8.25 (e) "Multiemployer plan" means a plan or fund subject to the federal Employee  
8.26 Retirement Income Security Act of 1974, as amended, to which more than one employer  
8.27 is required to contribute and that is maintained pursuant to one or more collective bargaining  
8.28 agreements between one or more labor organizations and more than one employer. For  
8.29 purposes of this section, a multiemployer plan may be: (1) either a defined benefit pension



plan or a defined contribution retirement plan; and (2) either a plan that covers one or more local units in the state of Minnesota or a plan that covers union employees nationwide.

(f) "PERA" means the Public Employees Retirement Association general plan established under chapter 353.

(g) "Trades employees" means employees principally employed in one of the building and construction trades.

Subd. 2. **Negotiating over contributions to multiemployer plans authorized.** The employers are authorized to negotiate with labor organizations representing trades employees' collective bargaining agreements that provide for contributions to multiemployer plans on the basis of hours worked or paid. Any provision must identify each multiemployer plan to which contributions are to be made and, beginning with any such collective bargaining agreement or renewal thereof entered into after July 1, 2020, must include the employer identification number and plan number unique to the plan.

Subd. 3. **Participation in PERA.** (a) In connection with services performed for an employer under a collective bargaining agreement authorized by subdivision 2, a trades employee first hired by the employer on or after July 1, 2020, shall not participate in PERA, except for a trades employee whose employer makes contributions on behalf of the trades employee to PERA and to one or more multiemployer plans as provided in section 356.24, subdivision 1, clause (8), (9), or (10).

(b) Grandfathered trades employees shall continue to participate in PERA according to chapter 353 and in one or more multiemployer plans pursuant to a collective bargaining agreement authorized by subdivision 2. Participation shall not be subject to section 356.24.

Subd. 4. **Employer's reporting obligation.** (a) If an employer negotiates a collective bargaining agreement authorized by subdivision 2 that covers grandfathered trades employees, the employer shall annually submit a report that satisfies the requirements of paragraph (b) to the executive director of the Legislative Commission on Pensions and Retirement annually, no later than 60 days after the end of the employer's fiscal year.

(b) The report shall provide for each labor organization the number of grandfathered trades employees for whom the employer made contributions during the prior fiscal year.

(c) After receiving a report from an employer, the executive director of the Legislative Commission on Pensions and Retirement may request additional information that the employer shall promptly provide.

10.1 (d) The reporting obligation expires upon submission of a report for the last fiscal year  
10.2 in which the employer makes a contribution to PERA with respect to a grandfathered trades  
10.3 employee.

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

10.5 Sec. 3. **REPEALER.**

10.6 Minnesota Statutes 2018, section 356.24, subdivision 2, is repealed.

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

10.8 **ARTICLE 3**

10.9 **MODIFICATIONS TO PERA PROVISIONS RELATING TO**  
10.10 **PRIVATIZATION OF MEDICAL FACILITIES**

10.11 Section 1. Minnesota Statutes 2018, section 353F.02, is amended by adding a subdivision  
10.12 to read:

10.13 Subd. 3a. **Executive director.** "Executive director" means the executive director of the  
10.14 Public Employees Retirement Association.

10.15 **EFFECTIVE DATE.** This section is effective July 1, 2020.

10.16 Sec. 2. Minnesota Statutes 2018, section 353F.02, is amended by adding a subdivision to  
10.17 read:

10.18 Subd. 4a. **Medical facility.** "Medical facility" means a facility that has the primary  
10.19 purpose of providing medical care and that satisfies the definition of governmental  
10.20 subdivision under section 353.01, subdivision 6.

10.21 **EFFECTIVE DATE.** This section is effective July 1, 2020.

10.22 Sec. 3. Minnesota Statutes 2018, section 353F.02, is amended by adding a subdivision to  
10.23 read:

10.24 Subd. 4b. **Privatization.** "Privatization" means a medical facility that privatizes when  
10.25 the facility ceases to be a governmental subdivision for any reason other than that the medical  
10.26 facility closes or permanently ceases to operate.

10.27 **EFFECTIVE DATE.** This section is effective July 1, 2020.

11.1 Sec. 4. Minnesota Statutes 2018, section 353F.04, is amended to read:

11.2 **353F.04 AUGMENTATION INTEREST RATES FOR PRIVATIZED FORMER**  
11.3 **PUBLIC EMPLOYEES.**

11.4 Subdivision 1. **Enhanced augmentation rates.** (a) The deferred annuity of a privatized  
11.5 former public employee is subject to augmentation under section ~~353.71, subdivision 2, of~~  
11.6 ~~the edition of Minnesota Statutes published in the year in which the privatization occurred~~  
11.7 353.34, subdivision 3, except that the rate of augmentation is as specified in this ~~subdivision~~  
11.8 section.

11.9 (b) This paragraph applies if the effective date of privatization was on or before January  
11.10 1, 2007, and also applies to Hutchinson Area Health Care with a privatization effective date  
11.11 of January 1, 2008. For a privatized former public employee, the augmentation rate is 5.5  
11.12 percent compounded annually until January 1 following the year in which the person attains  
11.13 age 55. ~~From~~ After that date ~~to the effective date of retirement~~, the augmentation rate is 7.5  
11.14 percent compounded annually.

11.15 (c) If paragraph (b) is not applicable, and if the effective date of the privatization is after  
11.16 January 1, 2007, and before January 1, 2011, then the augmentation rate is four percent  
11.17 compounded annually until January 1, following the year in which the person attains age  
11.18 55. ~~From~~ After that date ~~to the effective date of retirement~~, the augmentation rate is six  
11.19 percent compounded annually.

11.20 (d) If the effective date of the privatization is after December 31, 2010, the ~~applicable~~  
11.21 augmentation rate depends on the result of computations specified in section 353F.025,  
11.22 subdivision 1. If those computations indicate no loss or a net gain to the fund of the general  
11.23 employees retirement plan of the Public Employees Retirement Association, the augmentation  
11.24 rate is two percent compounded annually ~~until the effective date of retirement~~. If the  
11.25 computations under that subdivision indicate a net loss to the fund if a two percent  
11.26 augmentation rate is used, but a net gain or no loss if a one percent rate is used, then the  
11.27 augmentation rate is one percent compounded annually ~~until the effective date of retirement~~.

11.28 (e) Notwithstanding paragraphs (b) to (d), after June 30, 2020, and before January 1,  
11.29 2024, the augmentation rate for all privatized former public employees under paragraphs  
11.30 (b) to (d) is two percent compounded annually. After December 31, 2023, no additional  
11.31 augmentation is applied to the privatized former public employee's deferred annuity.

11.32 Subd. 2. **Exceptions.** The ~~increased~~ augmentation rates specified in subdivision 1 do  
11.33 not apply to a privatized former public employee:

(1) beginning the first of the month in which the privatized former public employee becomes covered again by a retirement plan enumerated in section 356.30, subdivision 3, if the employee accrues at least six months of credited service in any single plan enumerated in section 356.30, subdivision 3, except clause (6);

(2) beginning the first of the month in which the privatized former public employee becomes covered again by the general employees retirement plan of the Public Employees Retirement Association;

(3) beginning the first of the month after a privatized former public employee terminates service with the privatized former public employer; or

(4) if the ~~person~~ privatized former public employee begins receipt of a retirement annuity while employed by the ~~employer which assumed operations of or purchased the~~ privatized former public employer; or

(5) if the effective date of privatization occurs after June 30, 2020.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

#### ARTICLE 4

#### MODIFICATIONS TO STATE AUDITOR REPORTING REQUIREMENTS FOR PENSION PLANS

Section 1. Minnesota Statutes 2018, section 356.219, subdivision 1, is amended to read:

Subdivision 1. **Report required.** ~~(a) The State Board of Investment, on behalf of the public pension funds and programs for which it is the investment authority, and any Minnesota public pension plan that is not fully invested through the State Board of Investment, including the Bloomington Fire Department Relief Association and a local, volunteer firefighters relief association~~ associations governed by sections 424A.091 to 424A.095, shall the St. Paul Teachers Retirement Fund Association, and any Minnesota public pension plan that is not fully invested through the State Board of Investment, must report the information specified in subdivision 3 to the state auditor. The state auditor may prescribe a form or forms for the purposes of the reporting requirements contained in this section.

~~(b) The Bloomington Fire Department Relief Association and a local volunteer firefighters relief association governed by sections 424A.091 to 424A.095 is fully invested during a given calendar year for purposes of this section if all assets of the applicable pension plan beyond sufficient cash equivalent investments to cover six months expected expenses are invested under section 11A.17. The board of any fully invested public pension plan remains~~

13.1 ~~responsible for submitting investment policy statements and subsequent revisions as required~~  
13.2 ~~by subdivision 3, paragraph (a).~~

13.3 ~~(c) For purposes of this section, the State Board of Investment is considered to be the~~  
13.4 ~~investment authority for any Minnesota public pension fund required to be invested by the~~  
13.5 ~~State Board of Investment under section 11A.23, or for any Minnesota public pension fund~~  
13.6 ~~authorized to invest in the supplemental investment fund under section 11A.17 and which~~  
13.7 ~~is fully invested by the State Board of Investment.~~

13.8 (b) For purposes of this section, a pension plan is fully invested through the State Board  
13.9 of Investment during a given calendar year if all assets of the pension plan beyond sufficient  
13.10 cash equivalent investments to cover six months of expected expenses are invested under  
13.11 section 11A.17.

13.12 (c) A public pension plan to which subdivision 3, paragraph (b) or (c), applies is not  
13.13 required to file the report required by this subdivision for a given calendar year if the pension  
13.14 plan's most recent annual financial audit was conducted by the state auditor.

13.15 (d) This section does not apply to the following plans:

13.16 (1) the Minnesota unclassified employees retirement program under chapter 352D;

13.17 (2) the public employees defined contribution plan under chapter 353D;

13.18 (3) the individual retirement account plans under chapters 354B and 354D;

13.19 (4) the higher education supplemental retirement plan under chapter 354C;

13.20 (5) any alternative retirement benefit plan established under section 383B.914; ~~and~~

13.21 (6) the University of Minnesota faculty retirement plan; and supplemental plan; and

13.22 (7) any other statewide plan required to be invested by the State Board of Investment  
13.23 under section 11A.23.

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

13.25 Sec. 2. Minnesota Statutes 2019 Supplement, section 356.219, subdivision 3, is amended  
13.26 to read:

13.27 Subd. 3. **Content of reports.** (a) The report required by subdivision 1 must include a  
13.28 written statement of the investment policy. Following that initial report, subsequent reports  
13.29 must include investment policy changes and the effective date of each policy change rather  
13.30 than a complete statement of investment policy, unless the state auditor requests submission

of a complete current statement. The report must also include the information required by the following paragraphs, as applicable.

~~(b) If, after four years of reporting under this paragraph, the total portfolio time weighted rate of return, net of all investment related costs and fees, provided by the public pension plan differs by no more than 0.1 percent from the comparable return for the plan calculated by the Office of the State Auditor, and if a public pension plan has a total market value of \$50,000,000 or more as of the beginning of the calendar year, and if the public pension plan's annual audit is performed by the state auditor or by the legislative auditor, For public pension plans not fully invested through the State Board of Investment with assets having a market value of \$50,000,000 or more as of the beginning of the calendar year, or that had a market value of \$50,000,000 or more in a prior calendar year, the report required by subdivision 1 must include the market value of the total portfolio and the market value of each asset class included in the pension fund as of the beginning of the calendar year and as of the end of the calendar year. At the discretion of the state auditor, the public pension plan may be required to submit the following:~~

(1) the market value of the total portfolio and the market value of each investment account, investment portfolio, or asset class included in the pension fund for each month; and;

(2) the amount and date of each injection and withdrawal to the total portfolio and to each investment account, investment portfolio, or asset class. If the market value of a public pension plan's fund drops below \$50,000,000 in a subsequent year, it must continue reporting under this paragraph for any subsequent year in which the public pension plan is not fully invested as specified in subdivision 1, paragraph (b), except that if the public pension plan's annual audit is not performed by the state auditor or legislative auditor, paragraph (c) applies;

~~(c) If paragraph (b) would apply if the annual audit were provided by the state auditor or legislative auditor, the report required by subdivision 1 must include the market value of the total portfolio and the market value of each asset class included in the pension fund as of the beginning of the calendar year and for each month, and the amount and date of each injection and withdrawal to the total portfolio and to each investment account, investment portfolio, or asset class.~~

~~(d) For public pension plans to which paragraph (b) or (c) applies, the report required by subdivision 1 must also include~~ (3) a calculation of the total time-weighted rate of return available from index-matching investments assuming the asset class performance targets

15.1 and target asset mix indicated in the written statement of investment policy. ~~The provided~~  
15.2 ~~information must include;~~

15.3 (4) a description of indices used in the analyses and an explanation of why those indices  
15.4 are appropriate. This paragraph does not apply to any fully invested plan, as defined by  
15.5 subdivision 1, paragraph (b). Reporting by the State Board of Investment under this paragraph  
15.6 is limited to information on the Minnesota public pension plans required to be invested by  
15.7 the State Board of Investment under section 11A.23.;

15.8 (5) computed time-weighted rates of return; and

15.9 (6) any other information required by the state auditor, as applicable.

15.10 (c) For public pension plans fully invested through the State Board of Investment with  
15.11 assets having a market value of \$50,000,000 or more as of the beginning of the calendar  
15.12 year, or that had a market value of \$50,000,000 or more in a prior calendar year, the report  
15.13 required by subdivision 1 must be in the form required by the state auditor and include the  
15.14 information needed by the state auditor to supplement the reporting available from the State  
15.15 Board of Investment.

15.16 ~~(e)~~ (d) If a public pension plan has assets with a total market value of less than  
15.17 \$50,000,000 as of the beginning of the calendar year and was never required to file under  
15.18 paragraph (b) or (c), the report required by subdivision 1 must include the following:

15.19 (1) unless paragraph (f) applies, the amount and date of each total portfolio injection  
15.20 and withdrawal. In addition, the report must include; and

15.21 (2) the market value of the total portfolio as of the beginning of the calendar year and  
15.22 for each quarter.

15.23 ~~(f) Any public pension plan reporting under paragraph (b) or (c) must include computed~~  
15.24 ~~time-weighted rates of return with the report, in addition to all other required information,~~  
15.25 ~~as applicable. The chief administrative officer of the public pension plan submitting the~~  
15.26 ~~returns must certify, on a form prescribed by the state auditor, that the returns have been~~  
15.27 ~~computed by the pension plan's investment performance consultant or custodial bank. The~~  
15.28 ~~chief administrative officer of the public pension plan submitting the returns also must~~  
15.29 ~~certify that the returns are net of all costs and fees, including investment management fees,~~  
15.30 ~~and that the procedures used to compute the returns are consistent with Bank Administration~~  
15.31 ~~Institute studies of investment performance measurement and presentation standards set by~~  
15.32 ~~the CFA Institute. If the certifications required under this paragraph are not provided, the~~  
15.33 ~~reporting requirements of paragraph (c) apply.~~

~~(g)~~ (e) For public pension plans reporting under paragraph ~~(e)~~ (d), the public pension plan must retain supporting information specifying the date and amount of each injection and withdrawal to each investment account and investment portfolio. The public pension plan must also retain the market value of each investment account and investment portfolio at the beginning of the calendar year and for each quarter. Information that is required to be collected and retained for any given year or years under this paragraph must be submitted to the ~~Office of the state auditor~~ if the ~~Office of the state auditor~~ requests in writing that the information be submitted by a the public pension plan or plans, ~~or be submitted by the State Board of Investment for any plan or plans for which the State Board of Investment is the investment authority under this section~~. If the state auditor requests information under this subdivision, and the public pension plan fails to comply, the pension plan is subject to penalties under subdivision 5, unless penalties are waived by the state auditor under that subdivision.

(f) A public pension plan reporting under paragraph (d) that is fully invested through the State Board of Investment for the given calendar year is required to report the market value of the total portfolio as of the beginning of the calendar year and for each quarter, but need not report the amount and date of each total portfolio injection and withdrawal.

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

Sec. 3. Minnesota Statutes 2018, section 356.219, subdivision 6, is amended to read:

Subd. 6. **Investment disclosure report.** (a) The state auditor shall prepare an annual report to the legislature on the investment performance of the ~~various~~ public pension plans subject to this section. The content of the report is specified in paragraphs (b) to ~~(f)~~ (d).

(b) For each public pension plan reporting under subdivision 3, paragraph (b), the state auditor shall compute and report total portfolio and asset class time-weighted rates of return, net of all investment-related costs and fees. ~~If the state auditor has required a plan to submit the market value of the total portfolio and the market value of each investment account, investment portfolio, or asset class included in the pension fund for each month, and the amount and date of each injection and withdrawal to the total portfolio and to each investment account, investment portfolio, or asset class as prescribed under subdivision 3, paragraph (b), the state auditor shall also compute and report total portfolio and asset class time-weighted rates of return, net of all costs and fees.~~ The report by the state auditor must also include the information submitted by the pension plans under subdivision 3 or a summary of that information.



17.1 ~~(e) For each public pension plan reporting under subdivision 3, paragraph (e), the state~~  
17.2 ~~auditor shall compute and report total portfolio and asset class time-weighted rates of return,~~  
17.3 ~~net of all costs and fees.~~

17.4 ~~(d) (c)~~ For each public pension plan reporting under subdivision 3, paragraph ~~(e)~~ (d),  
17.5 the state auditor shall compute and report total portfolio time-weighted rates of return, net  
17.6 of all costs and fees. ~~If the state auditor has requested data for a plan under subdivision 3,~~  
17.7 ~~paragraph (g), the state auditor may also compute and report asset class time-weighted rates~~  
17.8 ~~of return, net of all costs and fees.~~

17.9 ~~(e) The report by the state auditor must include the information submitted by the pension~~  
17.10 ~~plans under subdivision 3, paragraph (d), or a synopsis of that information.~~

17.11 ~~(f) (d)~~ The report by the state auditor may also include a presentation of multiyear  
17.12 performance, ~~information collected under subdivision 4,~~ and any other information or  
17.13 analysis deemed appropriate by the state auditor.

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

17.15 Sec. 4. Minnesota Statutes 2018, section 356.219, subdivision 7, is amended to read:

17.16 Subd. 7. **Expense of report.** All administrative expenses incurred relating to the  
17.17 investment report by the state auditor described in subdivision 6 must be borne by the Office  
17.18 of the state auditor and may not be charged back to the entities described in subdivisions 1  
17.19 or 4.

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

17.21 Sec. 5. Minnesota Statutes 2019 Supplement, section 356.219, subdivision 8, is amended  
17.22 to read:

17.23 Subd. 8. **Timing of reports.** (a) For the Bloomington Fire Department Relief Association  
17.24 and the volunteer ~~firefighter~~ firefighters relief associations, the information required under  
17.25 this section must be submitted by the due date for reports required under section 424A.014,  
17.26 subdivision 1 or 2, as applicable. ~~If a relief association satisfies the definition of a fully~~  
17.27 ~~invested plan under subdivision 1, paragraph (b), for the calendar year covered by the report~~  
17.28 ~~required under section 424A.014, subdivision 1 or 2, as applicable, the chief administrative~~  
17.29 ~~officer of the covered pension plan shall certify that compliance on a form prescribed by~~  
17.30 ~~the state auditor. The state auditor shall transmit annually to the State Board of Investment~~  
17.31 ~~a list or lists of covered pension plans which submitted certifications in order to facilitate~~  
17.32 ~~reporting by the State Board of Investment under paragraph (c).~~

(b) For the St. Paul Teachers Retirement Fund Association ~~and the University of Minnesota faculty supplemental retirement plan~~, the information required under this section must be submitted to the state auditor by June 1 of each year.

(c) ~~The State Board of Investment, on behalf of~~ Any public pension funds specified in subdivision 1, plan required to submit information under this section that is not identified in paragraph (c), ~~shall report~~ (a) or (b) must submit the information required under this section to the state auditor by September June 1 of each year.

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

## ARTICLE 5

### MINNESOTA STATE RETIREMENT SYSTEM ADMINISTRATIVE PROVISIONS

Section 1. Minnesota Statutes 2018, section 352.01, subdivision 26, is amended to read:

Subd. 26. **Dependent child.** "Dependent child" means an individual who is a biological or adopted child of a deceased employee who, has not reached the age of 20, and is dependent upon the employee for more than one-half of the child's support at the time of the employee's death. It also means a child of the member conceived during the member's lifetime and born after the member's death unless a parent-child relationship does not exist under section 524.2-120, subdivision 10.

Sec. 2. Minnesota Statutes 2018, section 352.04, subdivision 4, is amended to read:

Subd. 4. **Payroll deductions.** ~~The head of Each department~~ employing entity shall have employee contributions deducted from the salary of each employee covered by the system on every payroll abstract and shall approve one voucher payable to the commissioner of management and budget for the aggregate amount deducted on the payroll abstract. Deductions from salaries of employees paid ~~direct~~ directly by any ~~department, institution, or agency of the state~~ employing entity must be made by the officer or employee authorized by law to pay the salaries. ~~The head of any department or agency~~ Any employing entity having authority to appoint any employee who receives fees as compensation or who receives compensation on federal payrolls shall collect as the required employee contribution the applicable amounts required in subdivision 2. Deductions from salary and amounts collected must be remitted to the director with a statement showing the amount of earnings or fees, and in the case of fees, the number of transactions, and the amount of each of the deductions and collections and the names of the employees on whose account they have been made.

19.1 Sec. 3. Minnesota Statutes 2018, section 352.04, subdivision 8, is amended to read:

19.2 Subd. 8. **Department Employing entity required to pay omitted salary deductions.** (a)

19.3 If a ~~department~~ an employing entity fails to take deductions past due for a period of 60 days  
19.4 or less from an employee's salary as provided in this section, those deductions must be taken  
19.5 on later payroll abstracts.

19.6 (b) If a ~~department~~ an employing entity fails to take deductions past due for a period in  
19.7 excess of 60 days from an employee's salary as provided in this section, the ~~department~~  
19.8 employing entity, and not the employee, must pay on later payroll abstracts the employee  
19.9 and employer contributions and interest at the applicable annual rate or rates specified in  
19.10 section 356.59, subdivision 2, compounded annually, from the date the employee and  
19.11 employer contributions should have been deducted to the date payment of the total amount  
19.12 due is paid by the ~~department~~ employing entity.

19.13 (c) If a ~~department~~ an employing entity fails to take deductions past due for a period of  
19.14 60 days or less and the employee is no longer in state service so that the required deductions  
19.15 cannot be taken from the salary of the employee, the ~~department~~ employing entity must  
19.16 nevertheless pay the required employer contributions. If any ~~department~~ employing entity  
19.17 fails to take deductions past due for a period in excess of 60 days and the employee is no  
19.18 longer in state service, the omitted contributions must be recovered under paragraph (b).

19.19 (d) If an employee from whose salary required deductions were past due for a period of  
19.20 60 days or less leaves state service before the payment of the omitted deductions and  
19.21 subsequently returns to state service, the unpaid amount is considered the equivalent of a  
19.22 refund. The employee accrues no right by reason of the unpaid amount, except that the  
19.23 employee may pay the amount of omitted deductions as provided in section 352.23.

19.24 Sec. 4. Minnesota Statutes 2019 Supplement, section 352.04, subdivision 9, is amended  
19.25 to read:

19.26 Subd. 9. **Erroneous deductions, canceled payments.** (a) Deductions taken from the  
19.27 salary of an employee for the retirement fund in excess of required amounts must, upon  
19.28 discovery and verification by the ~~department~~ employing entity making the deduction, be  
19.29 refunded to the employee. Employer contributions made in excess of required amounts must  
19.30 be refunded or credited to the employing entity that made the contribution.

19.31 (b) If a deduction for the retirement fund is taken from a salary payment, and the payment  
19.32 is canceled or the amount of the payment returned to the funds of the ~~department~~ employing  
19.33 entity making the payment, the sum deducted, or the part of it required to adjust the

20.1 deductions, must be refunded or credited to the ~~department or institution~~ employing entity  
20.2 if the ~~department~~ employing entity applies for the refund on a form furnished by the director.  
20.3 ~~The department's payments must likewise be refunded to the department.~~

20.4 (c) If erroneous employee deductions and employer contributions are caused by an error  
20.5 in plan coverage involving the plan and any other plans specified in section 356.99, that  
20.6 section applies. If the employee should have been covered by the plan governed by chapter  
20.7 352D, 353D, 354B, or 354D, the employee deductions and employer contributions taken  
20.8 in error must be directly transferred to the applicable employee's account in the correct  
20.9 retirement plan, with interest at the applicable monthly rate or rates specified in section  
20.10 356.59, subdivision 2, compounded annually, from the first day of the month following the  
20.11 month in which coverage should have commenced in the correct defined contribution plan  
20.12 until the end of the month in which the transfer occurs.

20.13 Sec. 5. Minnesota Statutes 2018, section 352.04, is amended by adding a subdivision to  
20.14 read:

20.15 Subd. 13. "Employing entity" defined. In this section, "employing entity" means the  
20.16 entity that pays a state employee's salary and remits retirement contributions.

20.17 Sec. 6. Minnesota Statutes 2019 Supplement, section 352.113, subdivision 2, is amended  
20.18 to read:

20.19 Subd. 2. **Application; accrual of benefits.** (a) An employee making claim for a total  
20.20 and permanent disability benefit, or someone acting on behalf of the employee upon proof  
20.21 of authority satisfactory to the director, shall file a written application for benefits in ~~the an~~ an  
20.22 office of the system ~~on or before the deadline specified in subdivision 4, paragraph (g) or~~  
20.23 with a person authorized by the director.

20.24 (b) The application must be in a form and manner prescribed by the ~~executive~~ director  
20.25 ~~and include the medical reports required by subdivision 4, paragraph (b).~~ The completed  
20.26 application form and supporting documents must be received in an office of the system or  
20.27 by an authorized person before the expiration of the period specified in subdivision 4,  
20.28 paragraph (g). In this paragraph, "supporting documents" means:

20.29 (1) two medical reports as required by subdivision 4, paragraph (b); and

20.30 (2) a written certification by the employing entity as required by subdivision 4, paragraph  
20.31 (e).

21.1 Supporting documents are not required to be original documents except as determined  
21.2 by the director.

21.3 (c) The benefit shall begin to accrue the day following the start of disability or the day  
21.4 following the last day paid, whichever is later, but not earlier than 180 days before the date  
21.5 the application is and supporting documents are filed in an office of the system or with an  
21.6 authorized person.

21.7 Sec. 7. Minnesota Statutes 2018, section 352.113, subdivision 4, is amended to read:

21.8 Subd. 4. **Medical or psychological examinations; authorization for payment of**  
21.9 **benefit.** (a) Any physician, psychologist, chiropractor, physician assistant, podiatrist, or  
21.10 nurse practitioner providing any service specified in this section must be licensed.

21.11 (b) An applicant shall provide a detailed report signed by a physician, and at least one  
21.12 additional report signed by a physician, psychologist, chiropractor, physician assistant,  
21.13 podiatrist, or nurse practitioner with evidence to support an application for total and  
21.14 permanent disability. The reports must include an expert opinion regarding whether the  
21.15 employee is permanently and totally disabled within the meaning of section 352.01,  
21.16 subdivision 17, and that the disability arose before the employee was placed on any paid or  
21.17 unpaid leave of absence or terminated public service.

21.18 (c) If there is medical evidence that supports the expectation that at some point the person  
21.19 applying for the disability benefit will no longer be disabled, the decision granting the  
21.20 disability benefit may provide for a termination date upon which the total and permanent  
21.21 disability can be expected to no longer exist. When a termination date is part of the decision  
21.22 granting benefits, prior to the benefit termination the executive director shall review any  
21.23 evidence provided by the disabled employee to show that the disabling condition for which  
21.24 benefits were initially granted continues. If the benefits cease, the disabled employee may  
21.25 follow the appeal procedures described in section 356.96 or may reapply for disability  
21.26 benefits using the process described in this subdivision.

21.27 (d) Any claim to disability must be supported by a report from the employer indicating  
21.28 that there is no available work that the employee can perform with the disabling condition  
21.29 and that all reasonable accommodations have been considered. Upon request of the executive  
21.30 director, an employer shall provide evidence of the steps the employer has taken to attempt  
21.31 to provide reasonable accommodations and continued employment to the claimant.

21.32 (e) The director shall also obtain written certification from the employer stating whether  
21.33 the employment has ceased or whether the employee is on sick leave of absence because

22.1 of a disability that will prevent further service to the employer and that the employee is not  
22.2 entitled to compensation from the employer.

22.3 (f) The medical adviser shall consider the reports of the physician, psychologist,  
22.4 chiropractor, physician assistant, podiatrist, or nurse practitioner and any other evidence  
22.5 supplied by the employee or other interested parties. If the medical adviser finds the employee  
22.6 totally and permanently disabled, the adviser shall make appropriate recommendation to  
22.7 the director in writing together with the date from which the employee has been totally  
22.8 disabled. The director shall then determine if the disability occurred while still in the  
22.9 employment of the state and constitutes a total and permanent disability as defined in section  
22.10 352.01, subdivision 17.

22.11 (g) A terminated employee may apply for a disability benefit within 18 months of  
22.12 termination as long as the disability occurred while in the employment of the state. The fact  
22.13 that an employee is placed on leave of absence without compensation because of disability  
22.14 does not bar that employee from receiving a disability benefit.

22.15 (h) Upon appeal, the board of directors may extend the disability benefit application  
22.16 deadline in paragraph (g) by an additional 18 months if the terminated employee is  
22.17 determined by the board of directors to have a cognitive impairment that made it unlikely  
22.18 that the terminated employee understood that there was an application deadline or that the  
22.19 terminated employee was able to meet the application deadline.

22.20 (i) Unless the payment of a disability benefit has terminated because the employee is  
22.21 no longer totally disabled, or because the employee has reached normal retirement age as  
22.22 provided in this section, the disability benefit must cease with the last payment received by  
22.23 the disabled employee or which had accrued during the lifetime of the employee unless  
22.24 there is a spouse surviving. In that event, the surviving spouse is entitled to the disability  
22.25 benefit for the calendar month in which the disabled employee died.

22.26 Sec. 8. Minnesota Statutes 2019 Supplement, section 352.23, is amended to read:

22.27 **352.23 TERMINATION OF RIGHTS; REPAYMENT OF REFUND.**

22.28 (a) When any employee accepts a refund as provided in section 352.22, all existing  
22.29 allowable service credits and all rights and benefits to which the employee was entitled  
22.30 before accepting the refund terminate.

22.31 (b) Terminated service credits and rights must not again be restored until the former  
22.32 employee acquires at least six months of allowable service credit after taking the last refund  
22.33 and repays all refunds previously taken from the retirement fund with interest as provided

in paragraph (d). ~~If an employee repays only part of a refund or repays a refund in partial payments as permitted under paragraph (d), service credit will be restored in accordance with section 356.44.~~ An employee will not be considered as entitled to any other benefit, including benefits for which the employee may be eligible because of the employee's original hire date into public employment, until full repayment of all refunds has been made.

(c) Repayment of refunds entitles the employee only to credit for service covered by (1) salary deductions; (2) payments previously made in lieu of salary deductions as permitted under law in effect when the payment in lieu of deductions was made; (3) payments made to obtain credit for service as permitted by laws in effect when payment was made; and (4) allowable service previously credited while receiving temporary workers' compensation as provided in section 352.01, subdivision 11, paragraph (a), clause (3).

(d) Payments under this section for repayment of refunds are to be paid with interest at the applicable annual rate or rates specified in section 356.59, subdivision 2, compounded annually, from the date the refund was taken until the date the refund is repaid. Repayment may be made ~~in partial payments consistent with section 356.44 during employment or in~~ a lump sum during employment or up to six months after termination from service.

Sec. 9. Minnesota Statutes 2018, section 352.95, subdivision 3, is amended to read:

Subd. 3. **Applying for benefits; accrual.** No application for disability benefits may be made until after the last day physically on the job. The disability benefit begins to accrue the day following the last day for which the employee is paid sick leave or annual leave, but not earlier than 180 days before the date the application is filed. A terminated employee must file a written application ~~within the time frame specified under section 352.113, subdivision 4, paragraph (g)~~ in an office of the system or with a person authorized by the executive director. Applications must comply with section 352.113, subdivision 2, paragraph (b).

Sec. 10. Minnesota Statutes 2018, section 352B.011, subdivision 6, is amended to read:

Subd. 6. **Dependent child.** "Dependent child" means an individual who is a natural or adopted unmarried child of a deceased member and is under the age of 18 years, including any child of the member conceived during the lifetime of the member and born after the death of the member unless a parent-child relationship does not exist under section 524-2.120, subdivision 10.

24.1 Sec. 11. Minnesota Statutes 2018, section 352B.011, subdivision 10, is amended to read:

24.2 Subd. 10. **Member.** "Member" means:

24.3 (1) a State Patrol member currently employed under section 299D.03 by the state, who  
24.4 is a peace officer under section 626.84, and whose salary or compensation is paid out of  
24.5 state funds;

24.6 (2) a conservation officer employed under section 97A.201, currently employed by the  
24.7 state, whose salary or compensation is paid out of state funds;

24.8 (3) a crime bureau officer who was employed by the crime bureau and was a member  
24.9 of the Highway Patrolmen's retirement fund on July 1, 1978, whether or not that person has  
24.10 the power of arrest by warrant after that date, or who is employed as police personnel, with  
24.11 powers of arrest by warrant under Minnesota Statutes 2009, section 299C.04, and who is  
24.12 currently employed by the state, and whose salary or compensation is paid out of state funds;

24.13 ~~(4) a person who is employed by the state in the Department of Public Safety in a data~~  
24.14 ~~processing management position with salary or compensation paid from state funds, who~~  
24.15 ~~was a crime bureau officer covered by the State Patrol retirement plan on August 15, 1987,~~  
24.16 ~~and who was initially hired in the data processing management position within the department~~  
24.17 ~~during September 1987, or January 1988, with membership continuing for the duration of~~  
24.18 ~~the person's employment in that position, whether or not the person has the power of arrest~~  
24.19 ~~by warrant after August 15, 1987;~~

24.20 ~~(5)~~ (4) a public safety employee who is a peace officer under section 626.84, subdivision  
24.21 1, paragraph (c), and who is employed by the Division of Alcohol and Gambling Enforcement  
24.22 under section 299L.01;

24.23 ~~(6)~~ (5) a Fugitive Apprehension Unit officer after October 31, 2000, who is employed  
24.24 by the Office of Special Investigations of the Department of Corrections and who is a peace  
24.25 officer under section 626.84;

24.26 ~~(7)~~ (6) an employee of the Department of Commerce defined as a peace officer in section  
24.27 626.84, subdivision 1, paragraph (c), who is employed by the Commerce Fraud Bureau  
24.28 under section 45.0135 after January 1, 2005, and who has not attained the mandatory  
24.29 retirement age specified in section 43A.34, subdivision 4; and

24.30 ~~(8)~~ (7) an employee of the Department of Public Safety, who is a licensed peace officer  
24.31 under section 626.84, subdivision 1, paragraph (c), and is employed as the statewide  
24.32 coordinator of the Violent Crime Coordinating Council.



25.1 Sec. 12. Minnesota Statutes 2018, section 352B.10, subdivision 2a, is amended to read:

25.2 Subd. 2a. **Applying for benefits; accrual.** No application for disability benefits shall  
25.3 be made until after the last day physically on the job. The disability benefit begins to accrue  
25.4 the day following the last day for which the employee is paid sick leave or annual leave but  
25.5 not earlier than 180 days before the date the application is filed. A member who is terminated  
25.6 must file a written application ~~within the time frame specified under section 352.113,~~  
25.7 ~~subdivision 4, paragraph (g) in an office of the system or with a person authorized by the~~  
25.8 executive director. Applications must comply with section 352.113, subdivision 2, paragraph  
25.9 (b).

25.10 Sec. 13. Minnesota Statutes 2018, section 356.24, subdivision 1, is amended to read:

25.11 Subdivision 1. **Restriction; exceptions.** It is unlawful for a school district or other  
25.12 governmental subdivision or state agency to levy taxes for or to contribute public funds to  
25.13 a supplemental pension or deferred compensation plan that is established, maintained, and  
25.14 operated in addition to a primary pension program for the benefit of the governmental  
25.15 subdivision employees other than:

25.16 (1) to a supplemental pension plan that was established, maintained, and operated before  
25.17 May 6, 1971;

25.18 (2) to a plan that provides solely for group health, hospital, disability, or death benefits;

25.19 (3) to the individual retirement account plan established by chapter 354B;

25.20 (4) to a plan that provides solely for severance pay under section 465.72 to a retiring or  
25.21 terminating employee;

25.22 ~~(5) for employees other than personnel employed by the Board of Trustees of the~~  
25.23 ~~Minnesota State Colleges and Universities and covered under the Higher Education~~  
25.24 ~~Supplemental Retirement Plan under chapter 354C, but including city managers covered~~  
25.25 ~~by an alternative retirement arrangement under section 353.028, subdivision 3, paragraph~~  
25.26 ~~(a), or by the defined contribution plan of the Public Employees Retirement Association~~  
25.27 ~~under section 353.028, subdivision 3, paragraph (b), if the supplemental plan coverage is~~  
25.28 ~~provided for in a personnel policy of the public employer or in the collective bargaining~~  
25.29 ~~agreement between the public employer and the exclusive representative of public employees~~  
25.30 ~~in an appropriate unit or in the individual employment contract between a city and a city~~  
25.31 ~~manager, and if for each available investment all fees and historic rates of return for the~~  
25.32 ~~prior one-, three-, five-, and ten-year periods, or since inception, are disclosed in an easily~~  
25.33 ~~comprehended document not to exceed two pages, in an amount matching employee~~

26.1 ~~contributions on a dollar for dollar basis, but not to exceed an employer contribution of~~  
26.2 ~~one-half of the available elective deferral permitted per year per employee, under the Internal~~  
26.3 ~~Revenue Code:~~

26.4 ~~(i) to the state of Minnesota deferred compensation plan under section 352.965;~~

26.5 ~~(ii) in payment of the applicable portion of the contribution made to any investment~~  
26.6 ~~eligible under section 403(b) of the Internal Revenue Code, if the employing unit has~~  
26.7 ~~complied with any applicable pension plan provisions of the Internal Revenue Code with~~  
26.8 ~~respect to the tax-sheltered annuity program during the preceding calendar year; or~~

26.9 ~~(iii) any other deferred compensation plan offered by the employer under section 457~~  
26.10 ~~of the Internal Revenue Code;~~

26.11 (5) to a deferred compensation plan defined in subdivision 3;

26.12 (6) for personnel employed by the Board of Trustees of the Minnesota State Colleges  
26.13 and Universities and not covered by clause (5), to the supplemental retirement plan under  
26.14 chapter 354C, if the supplemental plan coverage is provided for in a personnel policy or in  
26.15 the collective bargaining agreement of the public employer with the exclusive representative  
26.16 of the covered employees in an appropriate unit, in an amount matching employee  
26.17 contributions on a dollar for dollar basis, but not to exceed an employer contribution of  
26.18 \$2,700 a year for each employee;

26.19 (7) to a supplemental plan or to a governmental trust to save for postretirement health  
26.20 care expenses qualified for tax-preferred treatment under the Internal Revenue Code, if the  
26.21 supplemental plan coverage is provided for in a personnel policy or in the collective  
26.22 bargaining agreement of a public employer with the exclusive representative of the covered  
26.23 employees in an appropriate unit;

26.24 (8) to the laborers national industrial pension fund or to a laborers local pension fund  
26.25 for the employees of a governmental subdivision who are covered by a collective bargaining  
26.26 agreement that provides for coverage by that fund and that sets forth a fund contribution  
26.27 rate, but not to exceed an employer contribution of \$7,000 per year per employee;

26.28 (9) to the plumbers and pipefitters national pension fund or to a plumbers and pipefitters  
26.29 local pension fund for the employees of a governmental subdivision who are covered by a  
26.30 collective bargaining agreement that provides for coverage by that fund and that sets forth  
26.31 a fund contribution rate, but not to exceed an employer contribution of \$5,000 per year per  
26.32 employee;

(10) to the international union of operating engineers pension fund for the employees of a governmental subdivision who are covered by a collective bargaining agreement that provides for coverage by that fund and that sets forth a fund contribution rate, but not to exceed an employer contribution of \$5,000 per year per employee;

~~(11) to a supplemental plan organized and operated under the federal Internal Revenue Code, as amended, that is wholly and solely funded by the employee's accumulated sick leave, accumulated vacation leave, and accumulated severance pay;~~

~~(12)~~ (11) to the International Association of Machinists national pension fund for the employees of a governmental subdivision who are covered by a collective bargaining agreement that provides for coverage by that fund and that sets forth a fund contribution rate, but not to exceed an employer contribution of \$5,000 per year per employee;

~~(13)~~ (12) for employees of United Hospital District, Blue Earth, to the state of Minnesota deferred compensation program, if the employee makes a contribution, in an amount that does not exceed the total percentage of covered salary under section 353.27, subdivisions 3 and 3a;

~~(14)~~ (13) to the alternative retirement plans established by the Hennepin County Medical Center under section 383B.914, subdivision 5; or

~~(15)~~ (14) to the International Brotherhood of Teamsters Central States pension plan for fixed-route bus drivers employed by the St. Cloud Metropolitan Transit Commission who are members of the International Brotherhood of Teamsters Local 638 by virtue of that employment.

Sec. 14. Minnesota Statutes 2018, section 356.24, is amended by adding a subdivision to read:

Subd. 3. **Deferred compensation plan.** (a) As used in this section, a "deferred compensation plan" means a plan that satisfies the requirements in this subdivision.

(b) The plan is:

(1) the Minnesota deferred compensation plan under section 352.965;

(2) a tax-sheltered annuity program under section 403(b) of the federal Internal Revenue Code; or

(3) a deferred compensation plan under section 457(b) of the federal Internal Revenue Code.

28.1 (c) The plan administrator or custodian discloses at least annually to participants (1) all  
28.2 fees, including administrative, maintenance, and investment fees, that impact the rate of  
28.3 return on each investment fund available under the plan, and (2) for each investment fund,  
28.4 the rates of return for the prior one-, three-, five-, and ten-year periods or for the life of the  
28.5 fund, if shorter, in an easily understandable document. The plan administrator or custodian  
28.6 must file a copy of this document with the executive director of the Legislative Commission  
28.7 on Pensions and Retirement within 30 days of the end of each fiscal year of the plan.

28.8 (d) Enrollment in the plan is provided for in:

28.9 (1) a personnel policy of the public employer;

28.10 (2) a collective bargaining agreement between the public employer and the exclusive  
28.11 representative of public employees in an appropriate unit; or

28.12 (3) an individual employment contract between a city and a city manager.

28.13 (e) The plan covers employees of a school district, state agency, or other governmental  
28.14 subdivision. The plan may cover city managers covered by an alternative retirement  
28.15 arrangement under section 353.028, subdivision 3, paragraph (a) or (b), but must not cover  
28.16 employees of the Board of Trustees of Minnesota State who are covered by the Higher  
28.17 Education Supplemental Retirement Plan under chapter 354C.

28.18 (f) Public funds are contributed to the plan only in an amount that matches employee  
28.19 contributions on a dollar for dollar basis, but not to exceed the lesser of (1) the maximum  
28.20 authorized under the policy described in paragraph (d) that provides for the plan or program,  
28.21 or (2) one-half of the annual limit on elective deferrals under section 402(g) of the federal  
28.22 Internal Revenue Code.

28.23 (g) Contributions to the plan may include contributions from an employee's sick leave,  
28.24 accumulated vacation leave, or accumulated severance pay.

28.25 Sec. 15. Minnesota Statutes 2018, section 490.121, subdivision 7c, is amended to read:

28.26 Subd. 7c. **Dependent surviving child.** "Dependent surviving child" means ~~any~~ an  
28.27 individual who is an unmarried natural or adopted child of a deceased judge ~~who~~, has not  
28.28 reached the age of 18 years; or, having reached the age of 18, is under age 22 and ~~who~~ is a  
28.29 full-time student throughout the normal school year, ~~is unmarried~~, and ~~is~~ was actually  
28.30 dependent for more than one-half of the child's support upon the judge for a period of at  
28.31 least 90 days immediately before the judge's death. It also ~~includes~~ means any natural child  
28.32 of the judge who was born after the death of the judge unless a parent-child relationship  
28.33 does not exist under section 524.2-120, subdivision 10.

29.1 Sec. 16. Minnesota Statutes 2018, section 490.123, subdivision 5, is amended to read:

29.2 Subd. 5. **Direct state aid.** (a) The state shall pay \$6,000,000 annually to the judges'  
29.3 retirement fund. The aid is payable each ~~October~~ July 1. ~~The commissioner of management~~  
29.4 ~~and budget shall pay the aid specified in this subdivision.~~ The amount required is annually  
29.5 appropriated from the general fund to the ~~commissioner of management and budget~~ judges'  
29.6 retirement fund.

29.7 (b) The aid under paragraph (a) continues until the earlier of:

29.8 (1) the first day of the fiscal year following the fiscal year in which the actuarial value  
29.9 of assets of the fund equals or exceeds 100 percent of the actuarial accrued liabilities as  
29.10 reported by the actuary retained under section 356.214 in the annual actuarial valuation  
29.11 prepared under section 356.215; or

29.12 (2) July 1, 2048.

29.13 Sec. 17. Minnesota Statutes 2018, section 490.124, subdivision 1, is amended to read:

29.14 Subdivision 1. **Retirement annuity.** (a) Except as qualified hereinafter from and after  
29.15 the mandatory retirement date, the normal retirement date, the early retirement date, or one  
29.16 year from the disability retirement date, as the case may be, a retiring judge is eligible to  
29.17 receive a retirement annuity from the judges' retirement fund.

29.18 (b) For a tier I program judge, the retirement annuity is an amount equal to:

29.19 (1) 2.7 percent multiplied by the judge's final average compensation with that result then  
29.20 multiplied by the number of years and fractions of years of allowable service rendered  
29.21 before July 1, 1980; plus

29.22 (2) 3.2 percent multiplied by the judge's final average compensation with that result then  
29.23 multiplied by the number of years and fractions of years of allowable service rendered after  
29.24 June 30, 1980.

29.25 (c) For a tier II program judge who was first appointed or elected as a judge before July  
29.26 1, 2013, the retirement annuity is an amount equal to:

29.27 (1) 3.2 percent multiplied by the judge's final average compensation with that result then  
29.28 multiplied by the number of years and fractions of years of allowable service rendered  
29.29 before January 1, 2014; plus

29.30 (2) 2.5 percent multiplied by the judge's final average compensation with that result then  
29.31 multiplied by the number of years and fractions of years of allowable service rendered after  
29.32 December 31, 2013.

(d) For a tier II program judge who was first appointed or elected as a judge after June 30, 2013, the retirement annuity is an amount equal to ~~the 2.5 percent specified in section 356.315, subdivision 8a,~~ multiplied by the judge's final average compensation with that result then multiplied by the number of years and fractions of years of allowable service.

(e) For a judge in the tier I program, service that exceeds the service credit limit in section 490.121, subdivision 22, must be excluded in calculating the retirement annuity, but the compensation earned by the judge during this period of judicial service must be used in determining a judge's final average compensation and calculating the retirement annuity.

Sec. 18. **REPEALER.**

Minnesota Statutes 2018, section 356.44, is repealed.

Sec. 19. **EFFECTIVE DATE.**

Sections 1 to 18 are effective July 1, 2020.

**ARTICLE 6**

**PUBLIC EMPLOYEES RETIREMENT ASSOCIATION  
ADMINISTRATIVE PROVISIONS**

Section 1. Minnesota Statutes 2019 Supplement, section 353.01, subdivision 2b, is amended to read:

Subd. 2b. **Excluded employees.** (a) The following public employees are not eligible to participate as members of the association with retirement coverage by the general employees retirement plan, the local government correctional employees retirement plan under chapter 353E, or the public employees police and fire retirement plan:

(1) persons whose annual salary from one governmental subdivision never exceeds an amount, stipulated in writing in advance, of \$5,100 if the person is not a school district employee or \$3,800 if the person is a school year employee. If annual compensation from one governmental subdivision to an employee exceeds the stipulated amount in a calendar year or a school year, whichever applies, after being stipulated in advance not to exceed the applicable amount, the stipulation is no longer valid and contributions must be made on behalf of the employee under section 353.27, subdivision 12, from the first month in which the employee received salary exceeding \$425 in a month;

(2) public officers who are elected to a governing body, city mayors, or persons who are appointed to fill a vacancy in an elected office of a governing body, whose term of office commences on or after July 1, 2002, for the service to be rendered in that elected position;

- 31.1 (3) election judges and persons employed solely to administer elections;
- 31.2 (4) patient and inmate personnel who perform services for a governmental subdivision;
- 31.3 (5) except as otherwise specified in subdivision 12a, employees who are employed solely
- 31.4 in a temporary position as defined under subdivision 12a, and employees who resign from
- 31.5 a nontemporary position and accept a temporary position within 30 days of that resignation
- 31.6 in the same governmental subdivision;
- 31.7 (6) employees who are employed by reason of work emergency caused by fire, flood,
- 31.8 storm, or similar disaster, but if the person becomes a probationary or provisional employee
- 31.9 within the same pay period, other than on a temporary basis, the person is a "public
- 31.10 employee" retroactively to the beginning of the pay period;
- 31.11 (7) employees who by virtue of their employment in one governmental subdivision are
- 31.12 required by law to be a member of and to contribute to any of the plans or funds administered
- 31.13 by the Minnesota State Retirement System, the Teachers Retirement Association, or the St.
- 31.14 Paul Teachers Retirement Fund Association, but this exclusion must not be construed to
- 31.15 prevent a person from being a member of and contributing to the Public Employees
- 31.16 Retirement Association and also belonging to and contributing to another public pension
- 31.17 plan or fund for other service occurring during the same period of time, and a person who
- 31.18 meets the definition of "public employee" in subdivision 2 by virtue of other service occurring
- 31.19 during the same period of time becomes a member of the association unless contributions
- 31.20 are made to another public retirement plan on the salary based on the other service or to the
- 31.21 Teachers Retirement Association by a teacher as defined in section 354.05, subdivision 2;
- 31.22 (8) persons who are members of a religious order and are excluded from coverage under
- 31.23 the federal Old Age, Survivors, Disability, and Health Insurance Program for the performance
- 31.24 of service as specified in United States Code, title 42, section 410(a)(8)(A), as amended, if
- 31.25 no irrevocable election of coverage has been made under section 3121(r) of the Internal
- 31.26 Revenue Code of 1954, as amended;
- 31.27 (9) persons who are:
- 31.28 (i) employed by a governmental subdivision who have not reached the age of 23 and
- 31.29 who are enrolled on a full-time basis to attend or are attending classes on a full-time basis
- 31.30 at an accredited school, college, or university in an undergraduate, graduate, or
- 31.31 professional-technical program, or at a public or charter high school;

32.1 (ii) employed as resident physicians, medical interns, pharmacist residents, or pharmacist  
32.2 interns and are serving in a degree or residency program in a public hospital or in a public  
32.3 clinic; or

32.4 (iii) students who are serving for a period not to exceed five years in an internship or a  
32.5 residency program that is sponsored by a governmental subdivision, including an accredited  
32.6 educational institution;

32.7 (10) persons who hold a part-time adult supplementary technical college license who  
32.8 render part-time teaching service in a technical college;

32.9 (11) for the first three years of employment, foreign citizens who are employed by a  
32.10 governmental subdivision, except that the following foreign citizens are included employees  
32.11 under subdivision 2a:

32.12 (i) employees of Hennepin County or Hennepin Healthcare System, Inc.;

32.13 (ii) employees legally authorized to work in the United States for three years or more;  
32.14 and

32.15 (iii) employees otherwise required to participate under federal law;

32.16 (12) public hospital employees who elected not to participate as members of the  
32.17 association before 1972 and who did not elect to participate from July 1, 1988, to October  
32.18 1, 1988;

32.19 (13) except as provided in section 353.86, volunteer ambulance service personnel, as  
32.20 defined in subdivision 35, but persons who serve as volunteer ambulance service personnel  
32.21 may still qualify as public employees under subdivision 2 and may be members of the Public  
32.22 Employees Retirement Association and participants in the general employees retirement  
32.23 plan or the public employees police and fire plan, whichever applies, on the basis of  
32.24 compensation received from public employment service other than service as volunteer  
32.25 ambulance service personnel;

32.26 (14) except as provided in section 353.87, volunteer firefighters, as defined in subdivision  
32.27 36, engaging in activities undertaken as part of volunteer firefighter duties, but a person  
32.28 who is a volunteer firefighter may still qualify as a public employee under subdivision 2  
32.29 and may be a member of the Public Employees Retirement Association and a participant  
32.30 in the general employees retirement plan or the public employees police and fire plan,  
32.31 whichever applies, on the basis of compensation received from public employment activities  
32.32 other than those as a volunteer firefighter;



33.1 (15) pipefitters and associated trades personnel employed by Independent School District  
33.2 No. 625, St. Paul, with coverage under a collective bargaining agreement by the Pipefitters  
33.3 Local 455 pension plan who were either first employed after May 1, 1997, or, if first  
33.4 employed before May 2, 1997, elected to be excluded under Laws 1997, chapter 241, article  
33.5 2, section 12;

33.6 (16) electrical workers, plumbers, carpenters, and associated trades personnel who are  
33.7 employed by Independent School District No. 625, St. Paul, or the city of St. Paul, who  
33.8 have retirement coverage under a collective bargaining agreement by the Electrical Workers  
33.9 Local 110 pension plan, the United Association Plumbers Local 34 pension plan, or the  
33.10 pension plan applicable to Carpenters Local 322 who were either first employed after May  
33.11 1, 2000, or, if first employed before May 2, 2000, elected to be excluded under Laws 2000,  
33.12 chapter 461, article 7, section 5;

33.13 (17) bricklayers, allied craftworkers, cement masons, glaziers, glassworkers, painters,  
33.14 allied tradesworkers, and plasterers who are employed by the city of St. Paul or Independent  
33.15 School District No. 625, St. Paul, with coverage under a collective bargaining agreement  
33.16 by the Bricklayers and Allied Craftworkers Local 1 pension plan, the Cement Masons Local  
33.17 633 pension plan, the Glaziers and Glassworkers Local L-1324 pension plan, the Painters  
33.18 and Allied Trades Local 61 pension plan, or the Twin Cities Plasterers Local 265 pension  
33.19 plan who were either first employed after May 1, 2001, or if first employed before May 2,  
33.20 2001, elected to be excluded under Laws 2001, First Special Session chapter 10, article 10,  
33.21 section 6;

33.22 (18) plumbers who are employed by the Metropolitan Airports Commission, with  
33.23 coverage under a collective bargaining agreement by the Plumbers Local 34 pension plan,  
33.24 who either were first employed after May 1, 2001, or if first employed before May 2, 2001,  
33.25 elected to be excluded under Laws 2001, First Special Session chapter 10, article 10, section  
33.26 6;

33.27 (19) employees who are hired after June 30, 2002, solely to fill seasonal positions under  
33.28 subdivision 12b which are limited in duration by the employer to ~~185 consecutive calendar~~  
33.29 days a period of six months or less in each year of employment with the governmental  
33.30 subdivision;

33.31 (20) persons who are provided supported employment or work-study positions by a  
33.32 governmental subdivision and who participate in an employment or industries program  
33.33 maintained for the benefit of these persons where the governmental subdivision limits the  
33.34 position's duration to up to five years, including persons participating in a federal or state

34.1 subsidized on-the-job training, work experience, senior citizen, youth, or unemployment  
34.2 relief program where the training or work experience is not provided as a part of, or for,  
34.3 future permanent public employment;

34.4 (21) independent contractors and the employees of independent contractors;

34.5 (22) reemployed annuitants of the association during the course of that reemployment;

34.6 (23) persons appointed to serve on a board or commission of a governmental subdivision  
34.7 or an instrumentality thereof;

34.8 (24) persons employed as full-time fixed-route bus drivers by the St. Cloud Metropolitan  
34.9 Transit Commission who are members of the International Brotherhood of Teamsters Local  
34.10 638 and who are, by virtue of that employment, members of the International Brotherhood  
34.11 of Teamsters Central States pension plan;

34.12 (25) electricians or pipefitters employed by the Minneapolis Park and Recreation Board,  
34.13 with coverage under a collective bargaining agreement by the IBEW local 292, or pipefitters  
34.14 local 539 pension plan, who were first employed before May 2, 2015, and who elected to  
34.15 be excluded under Laws 2015, chapter 68, article 11, section 5; and

34.16 (26) laborers and associated trades personnel employed by the city of St. Paul or  
34.17 Independent School District No. 625, St. Paul, who are designated as temporary employees  
34.18 under a collective bargaining agreement and have retirement coverage by the Minnesota  
34.19 Laborers Pension Fund who were either first employed on or after June 1, 2018, or, if first  
34.20 employed before June 1, 2018, who elected to be excluded under Laws 2018, chapter 211,  
34.21 article 16, section 13.

34.22 (b) Any person performing the duties of a public officer in a position defined in  
34.23 subdivision 2a, paragraph (a), clause (3), is not an independent contractor and is not an  
34.24 employee of an independent contractor.

34.25 **EFFECTIVE DATE.** This section is effective July 1, 2020.

34.26 Sec. 2. Minnesota Statutes 2019 Supplement, section 353.0141, subdivision 1, is amended  
34.27 to read:

34.28 Subdivision 1. **Service credit purchase authorized.** (a) Unless prohibited under  
34.29 paragraph (b), a member is eligible to purchase allowable service credit, not to exceed five  
34.30 cumulative years of allowable service credit, for one or more periods of service in the  
34.31 uniformed services, as defined in United States Code, title 38, section 4303(13), if:

(1) the member has at least three years of allowable service credit with the general employees retirement plan, the local government correctional employees retirement plan under chapter 353E, or the public employees police and fire retirement plan;

(2) the member's current period of employment is at least six months; and

(3) one of the following applies:

~~(1)~~ (i) the member's service in the uniformed services occurred before becoming a public employee as defined in section 353.01, subdivision 2; or

~~(2)~~ (ii) the member failed to obtain service credit for a uniformed services leave of absence under section 353.01, subdivision 16, paragraph (a), clause (8).

(b) A service credit purchase is prohibited if:

(1) the member separated from service in the uniformed services with a dishonorable or bad conduct discharge or under other than honorable conditions; or

(2) the member has purchased or otherwise received service credit from any Minnesota public employee pension plan for the same period of service in the uniformed services.

(c) When purchasing a period of service, if the period of service in the uniformed services is one year or less, then the member must purchase the full period of service. If the period of service in the uniformed services is longer than one year, the member may purchase the full period, not to exceed five cumulative years, or may purchase a portion of the period of service. If a member wishes to purchase a portion of the period of service, the portion must:

(1) not be less than one year; and

(2) be in increments of six months of service.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 3. Minnesota Statutes 2018, section 353.29, subdivision 1, is amended to read:

Subdivision 1. **Age and allowable service requirements.** Upon termination of ~~membership public service~~, a ~~person~~ member who has attained normal retirement age and who is vested under section 353.01, subdivision 47, is entitled upon application to a retirement annuity. The retirement annuity is known as the "normal" retirement annuity.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 4. Minnesota Statutes 2018, section 353.29, subdivision 7, is amended to read:

Subd. 7. **Annuity starting date.** (a) Except as specified in paragraph (b), a retirement annuity granted under this chapter begins on the first day of the first calendar month after the date of termination of public service or up to ~~six~~ five months before the first of the month in which a complete application is received by the executive director under subdivision 4, whichever is later. The annuity must be paid in equal monthly installments, ~~unless suspended or reduced under section 353.37.~~ Annuity payments shall not be paid beyond the end of the month in which entitlement to the annuity has terminated.

(b) An annuity granted to an elected public official may begin on the day following the expiration of the public office that qualified the elected official for membership under section 353.01, subdivision 2a or 2d, if a complete application is received by the executive director under subdivision 4 within six months of the date of termination of public service. The annuity for the month during which the expiration occurred is prorated accordingly.

(c) An annuity, once granted, must not be increased, decreased, or revoked except under this chapter.

(d) If an annuitant dies before negotiating the check for the month in which death occurs, payment must first be made to the surviving spouse, or if none, then to the designated beneficiary, or if none, lastly to the estate.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 5. Minnesota Statutes 2018, section 353.30, subdivision 3c, is amended to read:

Subd. 3c. **Effective date of bounce-back annuity.** In the event of the death of the designated optional annuity beneficiary before the retired employee or disabilitant, the restoration of the normal single life annuity under subdivision 3a or 3b will take effect on the first of the month following the date of death of the designated optional annuity beneficiary or ~~on up to five months before the first of the month following six months before~~ in which satisfactory verification of the death is established by the executive director, whichever date is later.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 6. Minnesota Statutes 2018, section 353.31, subdivision 8, is amended to read:

Subd. 8. **Accrual of benefits.** All benefits under this section and survivor benefits otherwise provided in this chapter when payable to persons qualifying therefor shall accrue on the ~~first day following the~~ date of death of a ~~"basic member"~~ basic member or the first

day of the month following the death of an annuitant or disabilitant. No payment may be made retroactively for more than ~~12~~ five months ~~prior to that~~ before the first of the month in which ~~the~~ a complete application is ~~filed~~ received by the executive director, and no benefit shall accrue beyond the end of the month in which entitlement to such benefits has terminated.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 7. Minnesota Statutes 2018, section 353.32, subdivision 4, is amended to read:

Subd. 4. **Lack, or death, of beneficiary.** If a member or former member dies without having designated a beneficiary or if the beneficiary should die before making application for refund, and if there is no surviving spouse, and if the legal representative of such member or former member does not apply for refund within five years from the date of death of the member or former member, the accumulated deductions to the member or former member's credit at the time of death shall be disposed of in the manner provided in section ~~356.634~~ 356.65, unless subdivision 5 applies.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 8. Minnesota Statutes 2019 Supplement, section 353.34, subdivision 3, is amended to read:

Subd. 3. **Deferred annuity; eligibility; computation.** (a) A member who is vested under section 353.01, subdivision 47, when termination of public service or termination of membership occurs has the option of leaving the member's accumulated deductions in the fund and being entitled to a deferred retirement annuity commencing at normal retirement age or to a deferred early retirement annuity under section 353.30, subdivision 1a, 1b, 1c, or 5.

(b) The deferred annuity must be computed under section 353.29, subdivision 3, on the basis of the law in effect on the date of termination of public service or termination of membership, whichever is ~~earlier~~ later, and, if the later of termination of public service or termination of membership is on or before December 31, 2011, the deferred annuity must be augmented as provided in ~~paragraph~~ paragraphs (c) to (e).

(c) The deferred annuity of any former member must be augmented from the first day of the month following the termination of active service, or July 1, 1971, whichever is later, to the effective date of retirement or, if earlier, December 31, 2018.

(d) For a person who became a public employee before July 1, 2006, and who has a termination of public service before January 1, 2012, the deferred annuity must be augmented at the following rate or rates, compounded annually:

(1) five percent until January 1, 1981;

(2) three percent from January 1, 1981, until January 1 of the year following the year in which the former member attains age 55 or December 31, 2011, whichever is earlier;

(3) five percent from January 1 of the year following the year in which the former member attains age 55, or December 31, 2011, whichever is earlier;

(4) one percent from January 1, 2012, until December 31, 2018; and

(5) after December 31, 2018, the deferred annuity must not be augmented.

(e) For a person who became a public employee after June 30, 2006, and who has a termination of public service before January 1, 2012, the deferred annuity must be augmented at the following rate or rates, compounded annually:

(1) 2.5 percent until December 31, 2011;

(2) one percent from January 1, 2012, until December 31, 2018; and

(3) after December 31, 2018, the deferred annuity must not be augmented.

(f) For a person who has a termination of public service after December 31, 2011, the deferred annuity must not be augmented.

(g) The retirement annuity or disability benefit of, or the survivor benefit payable on behalf of, a former member who terminated service before July 1, 1997, or the survivor benefit payable on behalf of a basic or police and fire member who was receiving disability benefits before July 1, 1997, which is first payable after June 30, 1997, must be increased on an actuarial equivalent basis to reflect the change in the investment return actuarial assumption under section 356.215, subdivision 8, from five percent to six percent under a calculation procedure and tables adopted by the board and approved by the actuary retained under section 356.214.

(h) A former member qualified to apply for a deferred retirement annuity may revoke this option at any time before the commencement of deferred annuity payments by making application for a refund. The person is entitled to a refund of accumulated member contributions within 30 days following date of receipt of the application by the executive director.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

39.1 Sec. 9. Minnesota Statutes 2019 Supplement, section 353.371, subdivision 1, is amended  
39.2 to read:

39.3 Subdivision 1. **Eligibility.** ~~(a)~~ This section applies to a basic or coordinated member of  
39.4 the general employees retirement plan of the Public Employees Retirement Association  
39.5 who:

39.6 (1) for at least the five years immediately preceding separation under clause (2), was  
39.7 regularly scheduled to work 1,044 or more hours per year in a position covered by the  
39.8 general employees retirement plan of the Public Employees Retirement Association not  
39.9 including positions that are elected offices;

39.10 (2) ~~terminates~~ has a termination of membership as defined under section 353.01,  
39.11 subdivision 11b;

39.12 (3) at the time of termination under clause (2), was at least age 62 and met the age and  
39.13 service requirements necessary to receive a retirement annuity from the plan and satisfied  
39.14 requirements for the commencement of the retirement annuity in the month following  
39.15 termination;

39.16 (4) accepts a phased retirement agreement to continue employment in the same position  
39.17 with the same governmental subdivision, working that the member held before the date of  
39.18 the member's termination of membership and to work a reduced schedule that is both:

39.19 (i) a reduction of at least 25 percent from the employee's number of previously regularly  
39.20 scheduled work hours per pay period; and

39.21 (ii) 1,044 hours per year or less in public service; and

39.22 (5) is not eligible for participation in the state employee postretirement option program  
39.23 under section 43A.346.

39.24 ~~(b) For purposes of this section, the length of separation requirement and termination~~  
39.25 ~~of public service requirement prohibiting return to work agreements under section 353.01,~~  
39.26 ~~subdivisions 11a and 28, are not applicable except as specified in subdivision 7, paragraph~~  
39.27 ~~(a).~~

39.28 **EFFECTIVE DATE.** This section is effective July 1, 2020.

39.29 Sec. 10. Minnesota Statutes 2019 Supplement, section 353.371, subdivision 2, is amended  
39.30 to read:

39.31 Subd. 2. **Termination and annuity reduction requirements not**  
39.32 **applicable.** Notwithstanding sections 353.29 and 353.30, an employee covered by a phased

retirement agreement need not have a termination of public service to be eligible for a retirement annuity. The provisions of section 353.37 governing annuities of reemployed annuitants do not apply to employment under a phased retirement agreement.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 11. Minnesota Statutes 2019 Supplement, section 353.371, is amended by adding a subdivision to read:

**Subd. 9. Termination upon excess hours worked.** If an employee works more hours under a phased retirement agreement than is permitted under subdivision 1, paragraph (a), clause (4), then, effective on the first of the month following the date on which the permitted number of hours was exceeded:

(1) the phased retirement agreement is terminated; and

(2) the employee's retirement annuity is suspended until the employee meets the termination and length of service requirement in section 353.01, subdivisions 11a and 28.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 12. Minnesota Statutes 2018, section 353.651, subdivision 1, is amended to read:

Subdivision 1. **Age and allowable service requirements.** Upon separation from public service, any police officer or firefighter member, other than a firefighter covered by section 353.6511, or a police officer covered by section 353.6512, who has attained the age of at least 55 years and who is partially or totally vested under section 353.01, subdivision 47, is entitled upon application to a retirement annuity, known as the "~~normal~~" normal retirement annuity.

**EFFECTIVE DATE.** This section is effective July 1, 2020.

Sec. 13. Minnesota Statutes 2018, section 353.656, subdivision 1, is amended to read:

Subdivision 1. **Duty disability; computation of benefits.** (a) A member of the police and fire plan, other than a firefighter covered by section 353.6511, or a police officer covered by section 353.6512, who is determined to qualify for duty disability as defined in section 353.01, subdivision 41, is entitled to receive disability benefits during the period of such disability in an amount equal to 60 percent of the average salary as defined in section 353.01, subdivision 17a, plus an additional 3.0 percent of that average salary for each year of service in excess of 20 years.

(b) To be eligible for a benefit under paragraph (a), the member must have:



41.1 (1) not met the age and vesting requirements for a retirement annuity under section  
41.2 353.651, subdivision 1; or

41.3 (2) met the age and vesting requirements under that subdivision, but does not have at  
41.4 least 20 years of allowable service credit.

41.5 (c) If paragraph (b), clause (2), applies, the disability benefit must be paid for a period  
41.6 of 60 months from the disability benefit accrual date and at the end of that period is subject  
41.7 to provisions of subdivision 5a.

41.8 (d) If the disability under this subdivision occurs before the member has at least five  
41.9 years of allowable service credit in the police and fire plan, the disability benefit must be  
41.10 computed on the average salary from which deductions were made for contribution to the  
41.11 police and fire fund.

41.12 **EFFECTIVE DATE.** This section is effective retroactively from January 1, 2020.

41.13 Sec. 14. Minnesota Statutes 2018, section 353.656, subdivision 3, is amended to read:

41.14 Subd. 3. **Regular disability benefit.** (a) A member of the police and fire plan, other  
41.15 than a firefighter covered by section 353.6511, or a police officer covered by section  
41.16 353.6512, who qualifies for a regular disability benefit as defined in section 353.01,  
41.17 subdivision 46, is entitled to receive a disability benefit, after filing a valid application, in  
41.18 an amount equal to 45 percent of the average salary as defined in section 353.01, subdivision  
41.19 17a.

41.20 (b) To be eligible for a benefit under paragraph (a), the member must have at least one  
41.21 year of allowable service credit and have:

41.22 (1) not met the age and vesting requirements for a retirement annuity under section  
41.23 353.651, subdivision 1, or

41.24 (2) met the age and vesting requirements under that subdivision, but does not have at  
41.25 least 15 years of allowable service credit.

41.26 (c) If paragraph (b), clause (2), applies, the disability benefit must be paid for a period  
41.27 of 60 months from the disability benefit accrual date and, at the end of that period, is subject  
41.28 to provisions of subdivision 5a.

41.29 (d) For a member who is employed as a full-time firefighter by the Department of Military  
41.30 Affairs of the state of Minnesota, allowable service as a full-time state Military Affairs  
41.31 Department firefighter credited by the Minnesota State Retirement System may be used in  
41.32 meeting the minimum allowable service requirement of this subdivision.

42.1 **EFFECTIVE DATE.** This section is effective retroactively from January 1, 2020.

42.2 Sec. 15. Minnesota Statutes 2018, section 353.657, subdivision 1, is amended to read:

42.3 Subdivision 1. **Generally.** (a) In the event that a member of the police and fire fund,  
42.4 other than a firefighter covered by section 353.6511, or a police officer covered by section  
42.5 353.6512, dies from any cause before retirement or before ~~becoming disabled and~~ receiving  
42.6 disability benefits, the association shall grant survivor benefits to a surviving spouse, as  
42.7 defined in section 353.01, subdivision 20, and to a dependent child or children, as defined  
42.8 in section 353.01, subdivision 15, except that if the death is not a line of duty death, the  
42.9 member must be partially or totally vested under section 353.01, subdivision 47.

42.10 (b) Notwithstanding the definition of surviving spouse, a former spouse of the member,  
42.11 if any, is entitled to a portion of the monthly surviving spouse benefit if stipulated under  
42.12 the terms of a marriage dissolution decree filed with the association. If there is no surviving  
42.13 spouse or child or children, a former spouse may be entitled to a lump-sum refund payment  
42.14 under section 353.32, subdivision 1, if provided for in a marriage dissolution decree but not  
42.15 a monthly surviving spouse benefit despite the terms of a marriage dissolution decree filed  
42.16 with the association.

42.17 (c) The spouse and dependent child or children are entitled to monthly benefits as  
42.18 provided in subdivisions 2 to 4.

42.19 **EFFECTIVE DATE.** This section is effective July 1, 2020.

42.20 Sec. 16. **POLICE AND FIRE PLAN; RETROACTIVE CLARIFICATION**  
42.21 **RELATING TO DURATION OF A DISABILITY BENEFIT.**

42.22 Minnesota Statutes, section 353.656, subdivision 1, paragraph (c), shall be read as "(c)  
42.23 The disability benefit must be paid for a period of 60 months from the disability benefit  
42.24 accrual date and at the end of that period is subject to provisions of subdivision 5a."

42.25 **EFFECTIVE DATE; EXPIRATION.** This section is effective retroactively from July  
42.26 1, 2007, and expires December 31, 2019.

42.27 Sec. 17. **REPEALER.**

42.28 Minnesota Statutes 2018, section 353.30, subdivision 4, is repealed.

42.29 **EFFECTIVE DATE.** This section is effective July 1, 2020.

## ARTICLE 7

PERA STATEWIDE VOLUNTEER  
FIREFIGHTER PLAN ADMINISTRATIVE PROVISIONS

Section 1. Minnesota Statutes 2018, section 353G.01, is amended by adding a subdivision to read:

Subd. 6a. **Governing body.** "Governing body" means the governing body of a municipality or independent nonprofit firefighting corporation or, in the case of a joint powers entity, the governing bodies of the municipalities associated with the joint powers entity.

Sec. 2. Minnesota Statutes 2018, section 353G.05, subdivision 1, is amended to read:

Subdivision 1. **Coverage.** ~~Any~~ (a) A relief association or a municipality or independent nonprofit firefighting corporation affiliated with a relief association may elect to have its volunteer firefighters covered by the lump-sum retirement division or the monthly benefit retirement division of the retirement plan, ~~whichever applies.~~

(b) A municipality or independent nonprofit firefighting corporation that is not affiliated with a relief association may elect to have its volunteer firefighters covered by the lump-sum retirement division of the retirement plan.

Sec. 3. Minnesota Statutes 2018, section 353G.05, subdivision 5, is amended to read:

Subd. 5. **Finalization; coverage transfer.** ~~Upon receipt of~~ (a) The executive director shall deliver the cost analysis requested under subdivision 2 or 3, to the board of trustees of the relief association, if one exists, and the governing body of the municipality or independent nonprofit firefighting corporation associated with the fire department shall either approve or disapprove the retirement coverage change.

(b) The transfer of coverage to the retirement plan is considered approved if, within 120 days of receipt of the cost analysis, the transfer is approved by both (1) the board of trustees of the relief association, if one exists, and (2) the governing body. If either the retirement coverage change is not acted upon governing body or the board of trustees of the relief association does not take action to approve the transfer within 120 days, it is deemed to be disapproved of receipt of the cost analysis, the transfer is not approved.

(c) If the retirement coverage change transfer is approved by the applicable governing body, coverage by the voluntary statewide volunteer firefighter retirement plan is effective

44.1 on the January 1 next following the ~~approval~~ date of approval by the last governing body  
44.2 or, if later, the date of approval by the board of trustees of the relief association.

44.3 Sec. 4. Minnesota Statutes 2018, section 353G.05, is amended by adding a subdivision to  
44.4 read:

44.5 Subd. 6. **Joint powers entities.** If transfer of coverage to the retirement plan is being  
44.6 requested for volunteer firefighters that provide services to a fire department operated as  
44.7 or by a joint powers entity, whenever an election or approval by or delivery to the governing  
44.8 body of a municipality is required under this section, all municipalities that executed the  
44.9 joint powers agreement must execute the election or approval or receive delivery, unless  
44.10 the joint powers agreement specifies another process be followed in order for the action of  
44.11 a joint powers entity to be effective.

44.12 Sec. 5. Minnesota Statutes 2018, section 353G.09, subdivision 3, is amended to read:

44.13 Subd. 3. **Alternative lump-sum pension eligibility and computation.** (a) An active  
44.14 member of the lump-sum retirement division of the retirement plan is entitled to an alternative  
44.15 lump-sum service pension from the retirement plan if the person:

44.16 (1) has separated from active service with the fire department for at least 30 days;

44.17 (2) has attained the age of at least 50 years or the age for receipt of a service pension  
44.18 under the benefit plan of the applicable former volunteer firefighter relief association as of  
44.19 the date immediately before the election of the retirement coverage change, whichever is  
44.20 later;

44.21 (3) has completed at least five years of active service with the fire department and at  
44.22 least five years in total as a member of the applicable former volunteer firefighter relief  
44.23 association or of the lump-sum retirement division of the retirement plan, but has not rendered  
44.24 at least five years of good time service credit as a member of the lump-sum retirement  
44.25 division of the plan; and

44.26 (4) applies in a manner prescribed by the executive director for the service pension.

44.27 (b) If retirement coverage before statewide retirement plan coverage was provided to  
44.28 an active member by a defined benefit ~~lump-sum retirement plan~~ ~~volunteer firefighter~~ relief  
44.29 association, as defined in section 424A.001, subdivision 1b, the alternative lump-sum service  
44.30 pension is:

44.31 (1) the service pension amount level specified in the bylaws of the applicable former  
44.32 volunteer firefighter relief association ~~either~~ as of the date immediately before the election

of the retirement coverage change ~~or as of the date immediately before the termination of firefighting services, whichever is earlier;~~ multiplied by the total number of

(2) either full years of service or years and months of service, as specified in the bylaws, as a member of that volunteer firefighter relief association and as a member of the retirement plan; multiplied by

(3) the non-forfeitable percentage of the service pension to which the member is entitled under subdivision 2.

(c) If retirement coverage before statewide retirement plan coverage was provided to an active member by a defined contribution plan-volunteer firefighter relief association, as defined in section 424A.001, subdivision 1c, the alternative lump-sum service pension is an amount equal to that portion of:

(1) the person's account balance that the person was vested for as of the date immediately before the date on which statewide retirement plan coverage was first provided to the person election of the retirement coverage change; multiplied by

(2) the non-forfeitable percentage of the account balance to which the person is entitled under subdivision 2; plus

(3) six percent annual compound interest from that the date immediately before the election of the retirement coverage change until the date immediately before the date of retirement.

Sec. 6. Minnesota Statutes 2018, section 353G.09, is amended by adding a subdivision to read:

**Subd. 4. Deferred service pensions from former volunteer firefighter relief association.** A person who (1) had the status of deferred member with a former volunteer firefighter relief association as of the date immediately before the election of the retirement coverage change and (2) is eligible for a service pension under the former relief association's bylaws is entitled to receive a service pension from the retirement plan. Eligibility for and calculation of the service pension are determined under the former relief association's bylaws as of the date the person terminated firefighting services and under chapter 424A.

Sec. 7. Minnesota Statutes 2018, section 353G.11, subdivision 2, is amended to read:

**Subd. 2. Lump-sum retirement division level selection.** ~~After the transfer of retirement coverage to the lump-sum retirement division of the retirement plan, the governing body or bodies of the entity or entities operating the fire department whose firefighters are covered~~

~~by the retirement plan may request~~ A cost estimate from the executive director of an increase in the service pension level applicable to the active firefighters of the fire department may be requested by: (1) the fire chief of a department that has active membership covered by the lump-sum retirement division; or (2) the governing body operating a fire department that has active membership covered by the lump-sum retirement division. Within 120 days of the receipt of the cost estimate prepared by the executive director using a procedure certified as accurate by the approved actuary retained by the Public Employees Retirement Association, the governing body ~~or bodies~~ may approve the service pension level change, effective for January 1 of the following calendar year unless the governing body ~~or bodies~~ specify specifies in the ~~approved~~ approval document an effective date ~~as the~~ that is January 1 of the second year following the ~~level increase~~ approval date. If the approval occurs after April 30, the required municipal contribution for the following calendar year must be recalculated and the results reported to the ~~municipality or municipalities~~ governing body. If not approved ~~in a timely fashion~~ within 120 days of the receipt of the cost estimate, the service pension level change is considered to have been disapproved.

Sec. 8. Minnesota Statutes 2018, section 353G.121, is amended to read:

**353G.121 MONTHLY BENEFIT RETIREMENT DIVISION; POST-TRANSFER BENEFIT PLAN DOCUMENT MODIFICATIONS.**

(a) The fire chief of a fire department that has an active membership who are covered by the monthly benefit retirement division of the statewide ~~retirement~~ volunteer firefighter plan may initiate the process of modifying the retirement benefit plan document under this section.

(b) The modification procedure is initiated when the applicable fire chief files with the executive director of the Public Employees Retirement Association a written summary of the desired benefit plan document modification, the proposed benefit plan document modification language, a written request for the preparation of an actuarial cost estimate for the proposed benefit plan document modification, and payment of the estimated cost of the actuarial cost estimate.

(c) Upon receipt of the modification request and related documents, the executive director shall review the language of the proposed benefit plan document modification and, if a clarification is needed in the submitted language, shall inform the fire chief of the necessary clarification. Once the proposed benefit plan document modification language has been clarified by the fire chief and resubmitted to the executive director, the executive director shall arrange for the approved actuary retained by the Public Employees Retirement

Association to prepare a benefit plan document modification cost estimate under the applicable provisions of section 356.215 and of the standards for actuarial work adopted by the Legislative Commission on Pensions and Retirement. Upon completion of the benefit plan document modification cost estimate, the executive director shall forward the estimate to the fire chief who requested it and to the chief financial officer of the municipality or entity with which the fire department is primarily associated.

(d) The fire chief, upon receipt of the cost estimate, shall circulate the cost estimate with the active firefighters in the fire department and shall take reasonable steps to provide the estimate results to any affected retired members of the fire department and their beneficiaries. The chief financial officer of the municipality or entity associated with the fire department shall present the proposed modification language and the cost estimate to the governing body of the municipality or entity for its consideration at a public hearing held for that purpose.

(e) If the governing body of the municipality or entity approves the modification language, the chief administrative officer of the municipality or entity shall notify the executive director of the Public Employees Retirement Association of that approval. The benefit plan document modification is effective on the January 1 next following the date of filing the approval with the Public Employees Retirement Association ~~and the state auditor~~.

Sec. 9. **REVISOR INSTRUCTION.**

In Minnesota Statutes, the revisor of statutes shall substitute the term "statewide volunteer firefighter plan" for "voluntary statewide volunteer firefighter retirement plan" and the term "statewide volunteer firefighter fund" for "voluntary statewide volunteer firefighter retirement fund" wherever the terms refer to the retirement plan and fund established under Minnesota Statutes, chapter 353G.

Sec. 10. **EFFECTIVE DATE.**

Sections 1 to 9 are effective the day following final enactment.

**ARTICLE 8**

**TEACHERS RETIREMENT ASSOCIATION ADMINISTRATIVE PROVISIONS**

Section 1. Minnesota Statutes 2018, section 354.05, subdivision 2, is amended to read:

Subd. 2. **Teacher.** (a) "Teacher" means:

- 48.1 (1) a person who renders service as a teacher, supervisor, principal, superintendent,  
48.2 librarian, nurse, counselor, social worker, therapist, or psychologist in:
- 48.3 (i) a public school of the state other than in Independent School District No. 625;
- 48.4 (ii) a charter school; or
- 48.5 ~~(iii) a charitable, penal, or correctional institution of a governmental subdivision; or~~
- 48.6 ~~(iv)~~ (iii) the Perpich Center for Arts Education, except that any employee of the Perpich  
48.7 Center for Arts Education who was covered by the Minnesota State Retirement System  
48.8 general state employees retirement plan as of July 1, 2018, shall continue to be covered by  
48.9 that plan and not by the Teachers Retirement Association;
- 48.10 (2) a person who is engaged in educational administration in connection with the state  
48.11 public school system, whether the position be a public office or as employment;
- 48.12 (3) a person who renders service as a charter school director or chief administrative  
48.13 officer; provided, however, that if the charter school director or chief administrative officer  
48.14 is covered by the Public Employees Retirement Association general employees retirement  
48.15 plan on July 1, 2018, the charter school director or chief administrative officer shall continue  
48.16 to be covered by that plan and not by the Teachers Retirement Association;
- 48.17 (4) an employee of the Teachers Retirement Association;
- 48.18 (5) a person who renders teaching service on a part-time basis and who also renders  
48.19 other services for a single employing unit where the teaching service comprises at least 50  
48.20 percent of the combined employment salary is a member of the association for all services  
48.21 with the single employing unit or, if less than 50 percent of the combined employment  
48.22 salary, the executive director determines all of the combined service is covered by the  
48.23 association; or
- 48.24 (6) a person who is not covered by the plans established under chapter 352D, 354A, or  
48.25 354B and who is employed by the Board of Trustees of the Minnesota State Colleges and  
48.26 Universities system in an unclassified position as:
- 48.27 (i) a president, vice-president, or dean;
- 48.28 (ii) a manager or a professional in an academic or an academic support program other  
48.29 than specified in item (i);
- 48.30 (iii) an administrative or a service support faculty position; or
- 48.31 (iv) a teacher or a research assistant.



49.1 (b) "Teacher" does not mean:

49.2 (1) a person who works for a school or institution as an independent contractor as defined  
49.3 by the Internal Revenue Service;

49.4 (2) annuitants of the teachers retirement plan who are employed after retirement by an  
49.5 employing unit that participates in the teachers retirement plan during the course of that  
49.6 reemployment;

49.7 (3) a person who is employed by the University of Minnesota;

49.8 (4) a member or an officer of any general governing or managing board or body of an  
49.9 employing unit that participates in the teachers retirement plan; or

49.10 (5) a person employed by Independent School District No. 625 as a teacher as defined  
49.11 in section 354A.011, subdivision 27.

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

49.13 Sec. 2. Minnesota Statutes 2018, section 354.05, subdivision 41, is amended to read:

49.14 Subd. 41. **Annual base salary.** (a) "Annual base salary" means:

49.15 (1) for an independent school district or educational cooperative, the lowest full-time  
49.16 Bachelor of Arts (BA) base contract salary for the previous fiscal year for that employing  
49.17 unit;

49.18 (2) for a charter school, the lowest starting annual salary for a full-time ~~licensed~~ teacher  
49.19 employed during the previous fiscal year for that employing unit; and

49.20 (3) for a state agency or professional organization, the lowest starting annual salary for  
49.21 a full-time Teachers Retirement Association covered position for the previous fiscal year  
49.22 for that employing unit.

49.23 (b) If there is no previous fiscal year data because an employer unit is new and paragraph  
49.24 (c) does not apply, the annual base salary for the first year of operation will be as provided  
49.25 in paragraph (a), except that the base contract salary for the current fiscal year, rather than  
49.26 the previous fiscal year, must be used.

49.27 (c) For a new employer unit created as a result of a merger or consolidation, the annual  
49.28 base salary must be the lowest annual base salary as specified in paragraph (a) for any of  
49.29 the employer units involved in the merger or consolidation.

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

50.1 Sec. 3. Minnesota Statutes 2018, section 354.44, subdivision 4, is amended to read:

50.2 Subd. 4. **Retirement annuity accrual date.** (a) ~~An annuity payment begins to accrue,~~  
50.3 ~~provided that~~ If the applicable age and service requirements under subdivision 1 this section  
50.4 ~~are satisfied, after the termination of teaching service, or after the application for retirement~~  
50.5 ~~has been filed with the executive director,~~ an annuity payment begins to accrue as follows:

50.6 (1) on the day after the termination of teaching service;

50.7 (2) on the day of receipt of application if the application is filed with the executive  
50.8 director after the six-month period that occurs immediately following the termination of  
50.9 teaching service; or

50.10 (3) on July 1 for all school principals and other administrators who receive a full annual  
50.11 contract salary during the fiscal year for performance of a full year's contract duties; or,

50.12 ~~(4) if an application for retirement is filed with the executive director during the six-month~~  
50.13 ~~period that occurs immediately following the termination of teaching service, the annuity~~  
50.14 ~~may begin to accrue as if the application for retirement had been filed with the board on the~~  
50.15 ~~date teaching service terminated.~~

50.16 (b) A member, or a person authorized to act on behalf of the member, may specify a  
50.17 different date of retirement from that determined in paragraph (a), as follows:

50.18 (1) if the application is filed on or before the date of termination of teaching service, the  
50.19 accrual date ~~may be a date no~~ must not be earlier than the day after the termination of  
50.20 teaching service and no later than six months after the termination date; or

50.21 (2) if the application is filed during the six-month period that occurs immediately  
50.22 following the termination of teaching service, the ~~accrual date~~ annuity may begin to accrue  
50.23 retroactively, but no earlier than the day after termination of teaching service ~~terminated~~  
50.24 and no later than six months after the termination date.

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

50.26 Sec. 4. Minnesota Statutes 2018, section 354.44, subdivision 6, is amended to read:

50.27 Subd. 6. **Computation of formula program retirement annuity.** (a) The formula  
50.28 retirement annuity must be computed in accordance with the applicable provisions of the  
50.29 formulas stated in paragraph (b) or (d) on the basis of each member's average salary under  
50.30 section 354.05, subdivision 13a, for the period of the member's formula service credit.

50.31 (b) This paragraph, in conjunction with paragraph (c), applies to a person who first  
50.32 became a member of the association or a member of a pension fund listed in section 356.30,

subdivision 3, before July 1, 1989, unless paragraph (d), in conjunction with paragraph (e), produces a higher annuity amount, in which case paragraph (d) applies. The average salary as defined in section 354.05, subdivision 13a, multiplied by the following percentages per year of formula service credit shall determine the amount of the annuity to which the member qualifying therefor is entitled for service rendered before July 1, 2006:

Period	Coordinated Member	Basic Member
Each year of service during first ten	1.2 percent per year	2.2 percent per year
Each year of service thereafter	1.7 percent per year	2.7 percent per year

For service rendered on or after July 1, 2006, by a member other than a member who was a member of the former Duluth Teachers Retirement Fund Association between January 1, 2006, and June 30, 2015, and for service rendered on or after July 1, 2013, by a member who was a member of the former Duluth Teachers Retirement Fund Association between January 1, 2013, and June 30, 2015, the average salary as defined in section 354.05, subdivision 13a, multiplied by the following percentages per year of service credit, determines the amount the annuity to which the member qualifying therefor is entitled:

Period	Coordinated Member	Basic Member
Each year of service during first ten	1.4 percent per year	2.2 percent per year
Each year of service after ten years of service	1.9 percent per year	2.7 percent per year

(c)(1) This paragraph applies only to a person who first became a member of the association or a member of a pension fund listed in section 356.30, subdivision 3, before July 1, 1989, and whose annuity is higher when calculated under paragraph (b), in conjunction with this paragraph than when calculated under paragraph (d), in conjunction with paragraph (e).

(2) Where any member retires prior to normal retirement age under a formula annuity, the member shall be paid a retirement annuity in an amount equal to the normal annuity provided in paragraph (b) reduced by one-quarter of one percent for each month that the member is under normal retirement age at the time of retirement except that for any member who has 30 or more years of allowable service credit, the reduction shall be applied only for each month that the member is under age 62.

(3) Any member whose attained age plus credited allowable service totals 90 years is entitled, upon application, to a retirement annuity in an amount equal to the normal annuity provided in paragraph (b), without any reduction by reason of early retirement.

(d) This paragraph applies to a member who has become at least 55 years old and first became a member of the association after June 30, 1989, and to any other member who has become at least 55 years old and whose annuity amount when calculated under this paragraph and in conjunction with paragraph (e), is higher than it is when calculated under paragraph (b), in conjunction with paragraph (c).

(1) For a basic member, the average salary, as defined in section 354.05, subdivision 13a, multiplied by 2.7 percent for each year of service for a basic member determines the amount of the retirement annuity to which the basic member is entitled. The annuity of a basic member who was a member of the former Minneapolis Teachers Retirement Fund Association as of June 30, 2006, must be determined according to the annuity formula under the articles of incorporation of the former Minneapolis Teachers Retirement Fund Association in effect as of that date.

(2) For a coordinated member, the average salary, as defined in section 354.05, subdivision 13a, multiplied by 1.7 percent for each year of service rendered before July 1, 2006, and by 1.9 percent for each year of service rendered on or after July 1, 2006, for a member other than a member who was a member of the former Duluth Teachers Retirement Fund Association between January 1, 2006, and June 30, 2015, and by 1.9 percent for each year of service rendered on or after July 1, 2013, for a member of the former Duluth Teachers Retirement Fund Association between January 1, 2013, and June 30, 2015, determines the amount of the retirement annuity to which the coordinated member is entitled.

~~(e) This paragraph applies to a member who has become at least 55 years old and first becomes a member of the association after June 30, 1989, and to any other member who has become at least 55 years old and whose annuity is higher when calculated under paragraph (d) in conjunction with this paragraph than when calculated under paragraph (b), in conjunction with paragraph (c). An employee who retires under the formula annuity before the normal retirement age shall be paid the normal annuity provided in paragraph (d) reduced so that the reduced annuity is the actuarial equivalent of the annuity that would be payable to the employee if the employee deferred receipt of the annuity and the annuity amount were augmented at an annual rate of three percent compounded annually from the day the annuity begins to accrue until the normal retirement age if the employee became an employee before July 1, 2006, and at 2.5 percent compounded annually if the employee becomes an employee after June 30, 2006. Except in regards to section 354.46, this paragraph remains in effect until June 30, 2015.~~

~~(f) Until June 30, 2019, this paragraph applies to a member who has become at least 55 years old and first becomes a member of the association after June 30, 1989, and to any~~

~~other member who has become at least 55 years old and whose annuity is higher when calculated under paragraph (d) in conjunction with this paragraph than when calculated under paragraph (b) in conjunction with paragraph (c). An employee who retires under the formula annuity before the normal retirement age is entitled to receive the normal annuity provided in paragraph (d), reduced as described in clause (1) or (2), as applicable.~~

~~(1) For a member who is at least age 62 and has at least 30 years of service, the annuity shall be reduced by an early reduction factor of six percent for each year that the member's age of retirement precedes normal retirement age. The resulting reduced annuity shall be further adjusted to take into account the increase in the monthly amount that would have occurred had the member retired early and deferred receipt of the annuity until normal retirement age and the annuity was augmented during the deferral period at 2.5 percent, if the member commenced employment after June 30, 2006, or at three percent, if the member commenced employment before July 1, 2006, compounded annually.~~

~~(2) For a member who has not attained age 62 or has fewer than 30 years of service, the annuity shall be reduced for each year that the member's age of retirement precedes the normal retirement age by the following early reduction factors:~~

~~(i) for the period during which the member is age 55 through age 59, the factor is four percent; and~~

~~(ii) for the period during which the member is age 60 but not yet normal retirement age, the factor is seven percent.~~

~~The resulting reduced annuity shall be further adjusted to take into account the increase in the monthly amount that would have occurred had the member retired early and deferred receipt of the annuity until normal retirement age and the annuity was augmented during the deferral period at 2.5 percent, if the member commenced employment after June 30, 2006, or at three percent, if the member commenced employment before July 1, 2006, compounded annually.~~

~~(g) For members who retire on or after July 1, 2019, (e) This paragraph applies to a person who has become at least 55 years old and first becomes a member of the association after June 30, 1989, and to any other member who has become at least 55 years old and whose annuity is higher when calculated under paragraph (d) in conjunction with this paragraph than when calculated under paragraph (b) in conjunction with paragraph (c). An employee who retires under the formula annuity before the normal retirement age is entitled to receive the normal annuity provided in paragraph (d), reduced as described in clause (1) or (2), as applicable.~~

(1) For a member who is at least age 62 and has at least 30 years of service, the annuity shall be reduced by an early reduction factor of six percent for each year that the member's age of retirement precedes the normal retirement age. The resulting reduced annuity shall be further adjusted to take into account the increase in the monthly amount that would have occurred had the member retired early and deferred receipt of the annuity until normal retirement age and the annuity was augmented during the deferral period at 2.5 percent, if the member commenced employment after June 30, 2006, or at three percent, if the member commenced employment before July 1, 2006, compounded annually.

(2) For a member who has not attained age 62 or has fewer than 30 years of service, the annuity shall be reduced for each year that the member's age of retirement precedes normal retirement age by the following early reduction factors:

(i) for the period during which the member is age 55 through age ~~59~~ 58, the factor is four percent; and

(ii) for the period during which the member is at least age ~~60~~ 59 but not yet normal retirement age, the factor is seven percent.

The resulting annuity shall be further adjusted to take into account the increase in the monthly amount that would have occurred had the member retired early and deferred receipt of the annuity until normal retirement age and the annuity was augmented during the deferral period at the applicable annual rate, compounded annually. The applicable annual rate is the rate in effect for the month that includes the member's effective date of retirement and shall be considered as fixed for the member for the period until the member reaches normal retirement age. The applicable annual rate for June 2019 is 2.5 percent, if the member commenced employment after June 30, 2006, or three percent, if the member commenced employment before July 1, 2006, compounded annually, and decreases each month beginning July 2019 in equal monthly increments over the five-year period that begins July 1, 2019, and ends June 30, 2024, to zero percent effective for July 2024 and thereafter.

After June 30, 2024, the reduced annuity commencing before normal retirement age under this clause shall not take into account any augmentation.

~~(h) After June 30, 2015, and before July 1, 2019, for a person who would have a reduced retirement annuity under either paragraph (e) or (f) if they were applicable, the employee is entitled to receive a reduced annuity which must be calculated using a blended reduction factor augmented monthly by 1/60 of the difference between the reduction required under paragraph (e) and the reduction required under paragraph (f).~~

(f) No retirement annuity is payable to a former employee with a salary that exceeds 95 percent of the governor's salary unless and until the salary figures used in computing the highest five successive years average salary under paragraph (a) have been audited by the Teachers Retirement Association and determined by the executive director to comply with the requirements and limitations of section 354.05, subdivisions 35 and 35a.

**EFFECTIVE DATE.** This section is effective the day following final enactment, except the amendment to paragraph (g), clause (2), is effective retroactively from June 30, 2018.

Sec. 5. Minnesota Statutes 2018, section 354.46, subdivision 2, is amended to read:

**Subd. 2. Surviving spouse survivor coverage.** (a) If the active or deferred member was at least age 55 and had credit for at least three years of allowable service on the date of death, the surviving spouse is entitled to the second portion of a 100 percent joint and survivor annuity specified under section 354.45, based on the age of the active or deferred member at the time of death and the age of the surviving spouse at the time the benefit accrues.

(b) If the active or deferred member was under age 55 and had credit for at least 30 years of allowable service on the date of death, the surviving spouse may elect to receive the second portion of a 100 percent joint and survivor annuity based on the age of the active or deferred member on the date of death and the age of the surviving spouse at the time the benefit accrues. If section 354.44, subdivision 6, applies, the annuity is payable using the full early retirement reduction under section 354.44, subdivision 6, paragraph (c), clause ~~(3)~~~~(ii)~~ (2), to age 55 and one-half of the early retirement reduction from age 55 to the age payment begins.

(c) If the active or deferred member was under age 55 and had credit for at least three years of allowable service on the date of death, but did not yet qualify for retirement, the surviving spouse may elect to receive the second portion of a 100 percent joint and survivor annuity based on the age of the active or deferred member at the time of death and the age of the surviving spouse at the time the benefit accrues. If section 354.44, subdivision 6, applies, the annuity is calculated using the full early retirement reduction under section 354.44, subdivision 6, to age 55 and one-half of the early retirement reduction from age 55 to the age the annuity begins.

(d) The surviving spouse eligible for surviving spouse benefits under this subdivision may apply for the annuity any time after the member's death. The benefit may not begin to accrue more than six months before the date the application is filed with the executive director and may not accrue before the member's death. The benefit is payable for life. Any

56.1 benefit under this subdivision is in lieu of benefits under subdivision 1, if applicable, and  
56.2 in lieu of a refund of accumulated member contributions under section 354.47, subdivision  
56.3 1.

56.4 (e) For purposes of this subdivision, a designated beneficiary must be a former spouse  
56.5 or a biological or adopted child of the member.

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

56.7 Sec. 6. Minnesota Statutes 2018, section 354.49, subdivision 2, is amended to read:

56.8 Subd. 2. **Calculation.** (a) Except as provided in section 354.44, subdivision 1, any person  
56.9 who ceases to be a member by reason of termination of teaching service, is entitled to receive  
56.10 a refund in an amount equal to the accumulated deductions credited to the account plus  
56.11 interest compounded annually using the following interest rates:

56.12 (1) before July 1, 1957, no interest accrues;

56.13 (2) July 1, 1957, to June 30, 2011, six percent;

56.14 (3) July 1, 2011, to June 30, 2018, four percent; and

56.15 (4) after June 30, 2018, three percent.

56.16 For the purpose of this subdivision, interest must be computed on fiscal year end balances  
56.17 ~~to~~ through the first last day of the month prior to the month in which the refund is issued.

56.18 (b) If the person has received permanent disability payments under section 354.48, the  
56.19 refund amount must be reduced by the amount of those payments.

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

56.21 Sec. 7. Minnesota Statutes 2018, section 354.543, subdivision 3, is amended to read:

56.22 Subd. 3. **Service credit grant.** Allowable and formula service credit for the purchase  
56.23 period must be granted by the Teachers Retirement Association to the purchasing teacher  
56.24 upon receipt of the purchase payment amount. Payment must be made before the teacher's  
56.25 termination of teaching service. Purchasing allowable and formula service credit under this  
56.26 section does not change the date the teacher first became a member of the association for  
56.27 the purpose of computing an annuity under section 354.44, subdivision 6.

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





(3) received salary for a period of service for the city of Maplewood from which the city of Maplewood failed to deduct employee contributions as required by Minnesota Statutes, section 353.65, subdivision 2;

(4) has not accepted payment from the city of Maplewood in lieu of service credit under the public employees police and fire retirement plan for the period described in clause (3); and

(5) no later than December 31, 2018, has made a request to the executive director of the Public Employees Retirement Association to purchase allowable service pursuant to this section for the period of service described in clause (3).

(c) Upon receiving the payment described in subdivision 2, the executive director shall credit the eligible person with allowable service for the period of service described in paragraph (b), clause (3). The allowable service credit purchased under this section shall not be used for the purpose of determining a disability benefit under Minnesota Statutes, section 353.656.

Subd. 2. **Payment by eligible person.** If the eligible person elects to purchase allowable service credit as described in subdivision 1, the eligible person shall pay to the public employees police and fire fund an amount equal to the total amount of the employee contributions that the eligible person would have made to the public employees police and fire fund based on the eligible person's total salary for the period of service described in subdivision 1, paragraph (b), clause (3), plus interest, compounded annually, at the applicable annual rate or rates specified in Minnesota Statutes, section 356.59, subdivision 3, from the end of the year in which the contributions would have been made to the date on which the payment is made. The amount of the required payment shall be determined by the executive director of the Public Employees Retirement Association, who shall notify the eligible person regarding the amount and the basis for determining the amount. Payment must be made by the eligible person in a lump sum within 90 days of the effective date of this subdivision.

Subd. 3. **Payment by city of Maplewood.** Upon payment by the eligible person of the amount required by subdivision 2, the city of Maplewood shall pay to the public employees police and fire fund an amount equal to the total amount of the employer contributions that would have been made to the public employees police and fire fund based on the eligible person's total salary for the period of service described in subdivision 1, paragraph (b), clause (3), plus interest, compounded annually, at the applicable annual rate or rates specified in Minnesota Statutes, section 356.59, subdivision 3, from the end of the year in which the

59.1 contributions would have been made to the date on which the payment is made. The executive  
 59.2 director shall notify the city of Maplewood regarding the amount and the basis for  
 59.3 determining the amount. The payment shall be made within 60 days following receipt by  
 59.4 the public employees police and fire fund of the eligible person's payment under subdivision  
 59.5 2.

59.6 Subd. 4. **Collection of unpaid amounts.** If the city of Maplewood fails to make all or  
 59.7 any portion of the payment required by subdivision 3, the executive director of the Public  
 59.8 Employees Retirement Association shall follow the procedures in Minnesota Statutes,  
 59.9 section 353.28, subdivision 6, to collect the amount not paid.

59.10 **EFFECTIVE DATE; LOCAL APPROVAL.** Subdivisions 1, 2, and 4 are effective  
 59.11 the day following final enactment. Subdivision 3 is effective the day after the governing  
 59.12 body of the city of Maplewood and its chief clerical officer timely complete their compliance  
 59.13 with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

59.14 Delete the title and insert:

59.15 "A bill for an act  
 59.16 relating to retirement; authorizing new categories of investments for the State  
 59.17 Board of Investment; excluding new trades employees from Public Employees  
 59.18 Retirement Association general plan coverage and grandfathering currently covered  
 59.19 members; permitting contributions to multiemployer plans for employees in the  
 59.20 building and constructions trades by the city of St. Paul and the St. Paul School  
 59.21 District; revising augmentation for certain privatized medical facilities and their  
 59.22 employees; amending requirements for reporting by pension funds to the State  
 59.23 Auditor; making changes of an administrative nature for the Minnesota State  
 59.24 Retirement System, the Public Employees Retirement Association, the statewide  
 59.25 volunteer firefighter plan, and the Teachers Retirement Association; authorizing  
 59.26 the purchase of service credit for a certain Maplewood firefighter; amending  
 59.27 Minnesota Statutes 2018, sections 11A.24, subdivision 6; 352.01, subdivision 26;  
 59.28 352.04, subdivisions 4, 8, by adding a subdivision; 352.113, subdivision 4; 352.95,  
 59.29 subdivision 3; 352B.011, subdivisions 6, 10; 352B.10, subdivision 2a; 353.29,  
 59.30 subdivisions 1, 7; 353.30, subdivision 3c; 353.31, subdivision 8; 353.32, subdivision  
 59.31 4; 353.651, subdivision 1; 353.656, subdivisions 1, 3; 353.657, subdivision 1;  
 59.32 353F.02, by adding subdivisions; 353F.04; 353G.01, by adding a subdivision;  
 59.33 353G.05, subdivisions 1, 5, by adding a subdivision; 353G.09, subdivision 3, by  
 59.34 adding a subdivision; 353G.11, subdivision 2; 353G.121; 354.05, subdivisions 2,  
 59.35 41; 354.44, subdivisions 4, 6; 354.46, subdivision 2; 354.49, subdivision 2; 354.543,  
 59.36 subdivision 3; 356.219, subdivisions 1, 6, 7; 356.24, subdivision 1, by adding a  
 59.37 subdivision; 490.121, subdivision 7c; 490.123, subdivision 5; 490.124, subdivision  
 59.38 1; Minnesota Statutes 2019 Supplement, sections 352.04, subdivision 9; 352.113,  
 59.39 subdivision 2; 352.23; 353.01, subdivision 2b; 353.0141, subdivision 1; 353.34,  
 59.40 subdivision 3; 353.371, subdivisions 1, 2, by adding a subdivision; 356.219,  
 59.41 subdivisions 3, 8; proposing coding for new law in Minnesota Statutes, chapter  
 59.42 356; repealing Minnesota Statutes 2018, sections 353.30, subdivision 4; 354.55,  
 59.43 subdivision 10; 356.24, subdivision 2; 356.44."