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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 407

01/28/2021 Authored by Nelson, M., The bill was read for the first time and referred to the Committee on State Government Finance and Elections

1.1 A bill for an act
1.2 relating to retirement; Minnesota State Retirement System general employees
1.3 retirement plan; increasing the retirement annuity benefit of an eligible employee.

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

1.5 Section 1. INCREASING THE RETIREMENT BENEFIT FOR CERTAIN RETIRED
1.6 STATE EMPLOYEE.

1.7 Subdivision 1. Benefit increase authorized. An eligible person described in subdivision
1.8 2 shall be paid an increased benefit described in subdivision 3 from the general employees
1.9 retirement plan of the Minnesota State Retirement System, notwithstanding any state law
1.10 to the contrary.

1.11 Subd. 2. Eligible person defined. An eligible person is a person who:

1.12 (1) was born on June 29, 1955;

1.13 (2) was first covered by the Minnesota unclassified employees retirement program on
1.14 January 12, 1987;

1.15 (3) was employed by the Minnesota House of Representatives from January 12, 1987,
1.16 to January 3, 2011;

1.17 (4) elected to transfer from the unclassified program to the general employees retirement
1.18 plan under Minnesota Statutes, section 352D.02, subdivision 3;

1.19 (5) was employed by the Department of Labor and Industry from April 27, 2011, to June
1.20 1, 2018;

2.1 (6) received a personalized benefit estimate dated November 17, 2017, and multiple
2.2 annual statements from the Minnesota State Retirement System providing estimates of the
2.3 eligible person's monthly retirement benefit that erroneously failed to incorporate a reduction
2.4 for retirement before normal retirement age; and

2.5 (7) retired on June 2, 2018, and began to receive monthly retirement annuity payments
2.6 that were lower than the amount shown in the personalized benefit estimate dated November
2.7 17, 2017.

2.8 Subd. 3. **Calculation of benefit increase.** The increased benefit is equal to the retirement
2.9 annuity calculated under Minnesota Statutes, section 352.115, subdivision 3, paragraph (b),
2.10 without the reduction for retirement before normal retirement age under Minnesota Statutes,
2.11 section 352.116, subdivision 1a. No early retirement factor shall be applied to the eligible
2.12 person's increased benefit. The increased benefit is payable to the eligible person retroactively
2.13 from the eligible person's retirement date. Any postretirement adjustments, optional annuity,
2.14 or reduction for an optional annuity must be calculated based on the increased benefit.

2.15 Subd. 4. **Limited applicability.** This section alters the amount of the benefit the eligible
2.16 person is otherwise entitled to under Minnesota Statutes, section 352.115. This section does
2.17 not otherwise replace general law.

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