

1.1 **MEMORANDUM OF EXPLANATION**

1.2 **ARTICLE 1**

1.3 **MISCELLANEOUS**

1.4 **Section 1. Explanation.**

1.5 This amendment makes a conforming change. Minnesota Statutes, section 469.41,  
1.6 subdivision 10, enacted by Laws 2013, chapter 143, article 10, section 4, makes members  
1.7 of the Destination Medical Center Corporation "public officials" under Minnesota  
1.8 Statutes, section 10A.01, subdivision 35. This amendment adds Destination Medical  
1.9 Center Corporation members to the list of public officials in Minnesota Statutes, section  
1.10 10A.01, subdivision 35.

1.11 **Sec. 2. Explanation.**

1.12 This amendment removes an obsolete reference. Minnesota Statutes, section 10A.31,  
1.13 subdivision 7, paragraph (c), relating to candidate spending requirements for public  
1.14 subsidy campaign money, was repealed by Laws 2013, chapter 138, article 3, section 10.

1.15 **Sec. 3. Explanation.**

1.16 This amendment updates the list of cross-references in the Data Practices Act to  
1.17 data coded outside of Minnesota Statutes, chapter 13. It creates a new cross-reference in  
1.18 Minnesota Statutes, section 13.7191, to the classification of data in Minnesota Statutes,  
1.19 section 62K.07, paragraph (c).

1.20 **Sec. 4. Explanation.**

1.21 This amendment corrects use of the term "homestead credit." The reference should  
1.22 be to the homestead credit refund in Minnesota Statutes, section 290A.04, subdivision  
1.23 2. The property tax refund in Minnesota Statutes, section 290A.04, subdivision 2, was  
1.24 renamed the homestead credit refund in Laws 2013, chapter 143, article 1, section 2.

1.25 **Sec. 5. Explanation.**

1.26 This amendment corrects an erroneous internal reference. Providers and hospitals  
1.27 may appeal adverse actions according to the appeals procedures in Minnesota Statutes,  
1.28 section 62J.495. Subdivision 8 of that section contains definitions and does not include  
1.29 appeals procedures.

1.30 **Sec. 6. Explanation.**

2.1 This amendment removes an obsolete reference. Minnesota Statutes, section  
2.2 62J.693, relating to the medical research grant application process, was repealed in Laws  
2.3 2013, chapter 108, article 12, section 109.

2.4 Sec. 7. **Explanation.**

2.5 This section corrects an internal reference. Laws 2013, chapter 84, article 1, section  
2.6 52, struck the text of paragraph (c), so its inclusion in this section is no longer accurate.

2.7 Sec. 8. **Explanation.**

2.8 This amendment removes an obsolete reference. Minnesota Statutes, section  
2.9 62A.615, relating to canceling or rescinding a health insurance policy for a preexisting  
2.10 condition, was repealed by Laws 2013, chapter 84, article 1, section 94.

2.11 Sec. 9. **Explanation.**

2.12 This amendment corrects an incomplete reference to Minnesota Statutes, section  
2.13 62A.011.

2.14 Sec. 10. **Explanation.**

2.15 This amendment corrects a grammatical error.

2.16 Sec. 11. **Explanation.**

2.17 This amendment corrects a grammatical error.

2.18 Sec. 12. **Explanation.**

2.19 This amendment corrects terminology by changing a reference from "customer" to  
2.20 "consumer" in Minnesota Statutes, section 72A.2032, subdivision 5, consistent with the  
2.21 legislative intent in Laws 2013, chapter 54, to use the latter term consistently throughout  
2.22 this act.

2.23 Sec. 13. **Explanation.**

2.24 This amendment corrects an erroneous cross-reference.

2.25 Sec. 14. **Explanation.**

2.26 This amendment corrects an erroneous cross-reference to a section. Minnesota  
2.27 Statutes, section 93.223, not 92.223, relates to the transfer of money from the university  
2.28 fund mineral lease suspense account to the general fund.

3.1       Sec. 15. **Explanation.**

3.2             This amendment corrects an erroneous cross-reference. When the Open Meeting  
3.3 Law, Minnesota Statutes, section 471.705, was recodified as Minnesota Statutes, section  
3.4 13D.01, subdivision 6, the old reference to subdivision 1b of Minnesota Statutes, section  
3.5 471.705, was left in this section and not updated to refer to the new coding.

3.6       Sec. 16. **Explanation.**

3.7             This amendment updates a cross-reference. Minnesota Statutes, section 120B.02,  
3.8 was amended in Laws 2013, chapter 116, article 2, sections 2 and 3, to include language  
3.9 relating to graduation requirements.

3.10       Sec. 17. **Explanation.**

3.11             This amendment updates a cross-reference. Alternative teacher compensation  
3.12 revenue is now calculated under Minnesota Statutes, section 122A.415, subdivision 4,  
3.13 paragraph (a).

3.14       Sec. 18. **Explanation.**

3.15             This amendment corrects erroneous cross-references. The law relating to attending  
3.16 school in an adjoining state is located in Minnesota Statutes, sections 124D.04 and  
3.17 124D.05, not Minnesota Statutes, sections 124A.04 and 124A.05.

3.18       Sec. 19. **Explanation.**

3.19             This amendment reflects a terminology change made to Minnesota Statutes, section  
3.20 120B.11, in Laws 2013, chapter 116, article 2, section 6.

3.21       Sec. 20. **Explanation.**

3.22             This amendment makes conforming terminology changes. Laws 2013, chapter 116,  
3.23 article 5, section 24, struck "initial" from the text of Minnesota Statutes, section 125A.78,  
3.24 subdivision 2, but failed to do so in the corresponding subdivision headnote. The term  
3.25 "initial" was also missed in subdivision 1 and in the headnote of the section.

3.26       Sec. 21. **Explanation.**

3.27             This amendment makes conforming changes. Minnesota Statutes, section 126C.10,  
3.28 subdivision 1, was amended by Laws 2013, chapter 116, article 1, section 19, so that,  
3.29 effective for fiscal year 2015 and later, alternative teacher compensation revenue is no  
3.30 longer part of a school district's "general education revenue." Laws 2013, chapter 116, did

4.1 not make a corresponding change to the section amended here, which relies on Minnesota  
4.2 Statutes, section 126C.10, subdivision 1. Minnesota Statutes, section 124D.11, was also  
4.3 amended by Laws 2013, chapter 116, article 4, section 2, so that, effective for fiscal year  
4.4 2015 and later, alternative teacher compensation revenue is no longer part of a charter  
4.5 school's "general education revenue." Similarly, Laws 2013, chapter 116, did not make a  
4.6 corresponding change to the section amended here, which relies on Minnesota Statutes,  
4.7 section 124D.11, subdivision 1. The Department of Education has reviewed and approved  
4.8 this amendment.

4.9 **Sec. 22. Explanation.**

4.10 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
4.11 11A.12, does not have subdivisions.

4.12 **Sec. 23. Explanation.**

4.13 This amendment corrects obsolete cross-references. Minnesota Statutes, sections  
4.14 572.10 and 572.12, under the Uniform Arbitration Act, were repealed in Laws 2010,  
4.15 chapter 264, article 1, section 32. The Uniform Arbitration Act was recodified in  
4.16 Minnesota Statutes, chapter 572B. The correct references are to Minnesota Statutes,  
4.17 sections 572B.12 and 572B.15.

4.18 **Sec. 24. Explanation.**

4.19 This amendment corrects an obsolete cross-reference. Laws 2013, chapter 108,  
4.20 article 11, section 8, renumbered the clauses in Minnesota Statutes, section 144A.44,  
4.21 making the reference to clause (16) incorrect.

4.22 **Sec. 25. Explanation.**

4.23 This amendment corrects an obsolete cross-reference. Laws 2013, chapter 108,  
4.24 article 11, section 8, renumbered clauses in Minnesota Statutes, section 144A.44,  
4.25 subdivision 1, making the reference to clause (17) incorrect.

4.26 **Sec. 26. Explanation.**

4.27 This amendment corrects an erroneous internal reference. The subdivision in this  
4.28 section that relates to medication management services is subdivision 2, not subdivision 14.

4.29 **Sec. 27. Explanation.**

5.1 This amendment corrects an erroneous internal reference. Subdivision 3, not  
5.2 subdivision 7, of Minnesota Statutes, section 145A.12, relates to accountability measures.

5.3 **Sec. 28. Explanation.**

5.4 This amendment corrects an erroneous cross-reference. The crime of shooting at or  
5.5 in a public transit vehicle or facility is located in Minnesota Statutes, section 609.855,  
5.6 subdivision 5, not subdivision 4.

5.7 **Sec. 29. Explanation.**

5.8 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
5.9 148F.035, does not have subdivisions.

5.10 **Sec. 30. Explanation.**

5.11 This amendment corrects an obsolete reference. Minnesota Statutes, section  
5.12 148C.095, subdivision 8, was added by Laws 2012, chapter 278, article 2, section 16,  
5.13 and renumbered as Minnesota Statutes, section 148F.2051. The reference in Minnesota  
5.14 Statutes, section 148F.205, to "subdivisions 2 to 5" refers to Minnesota Statutes, section  
5.15 148C.095, subdivisions 2 to 5. However, because those subdivisions were repealed by  
5.16 Laws 2012, chapter 197, article 2, section 45, the reference is still valid, but should be  
5.17 made specific to the last edition of Minnesota Statutes where it appeared.

5.18 **Sec. 31. Explanation.**

5.19 This amendment corrects obsolete language. The term "local registrar" was removed  
5.20 in the amendments to the vital records statutes in Laws 2013, chapter 108, article 12,  
5.21 sections 16 to 29. This instance of the term was inadvertently left unchanged.

5.22 **Sec. 32. Explanation.**

5.23 This amendment corrects an erroneous reference. The correct citation to a codified  
5.24 federal regulation is to a "section" rather than a "part" and to a "paragraph" rather than an  
5.25 "item." "Part" and "item" are Minnesota Rules terminology.

5.26 **Sec. 33. Explanation.**

5.27 This amendment corrects an erroneous internal reference. The correct reference  
5.28 should be to the section since Minnesota Statutes, section 168D.07, does not contain  
5.29 subdivisions.



7.1 to other aspects of a rehabilitation plan. The existence of a dispute is dependent upon a  
7.2 disagreement after the employer or insurer has had adequate time and information to take  
7.3 a position on liability. Neither the holding of a hearing nor the filing of an application for a  
7.4 hearing alone may determine the existence of a dispute. Except where the employee is  
7.5 represented by an attorney in other litigation pending at the department or at the Office  
7.6 of Administrative Hearings, a fee may not be charged after June 1, 1996, for services  
7.7 with respect to a medical or rehabilitation issue arising under section 176.102, 176.135,  
7.8 or 176.136 performed before the employee has consulted with the department and the  
7.9 department certifies that there is a dispute and that it has tried to resolve the dispute.

7.10 \* \* \* \* \*

7.11 (e) Employers and insurers may not pay attorney fees or wages for legal services  
7.12 of more than \$26,000 per case.

7.13 \* \* \* \* \*

7.14 **Sec. 35. Explanation.**

7.15 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
7.16 216B.37, does not have subdivisions.

7.17 **Sec. 36. Explanation.**

7.18 This amendment removes one obsolete reference, replaces another, and makes  
7.19 related conforming changes in a subdivision governing adult day treatment programs.

7.20 Minnesota Rules, parts 9505.0323 and 9505.0324, were repealed.

7.21 The clinical supervision requirements in Minnesota Rules, part 9520.0800, subparts  
7.22 2 to 6, no longer comply with federal requirements related to medical assistance. The  
7.23 correct citation is to Minnesota Rules, part 9505.0371, subpart 4, which contains clinical  
7.24 supervision requirements that comply with federal medical assistance requirements.

7.25 Supervision must be performed by a supervisor qualified under Minnesota Rules, part  
7.26 9505.0371, subpart 5.

7.27 For a day treatment program to receive medical assistance payment, the  
7.28 commissioner of human services must review and approve the program, including its  
7.29 clinical supervision requirements, according to Minnesota Rules, part 9505.0372, subpart  
7.30 8. This amendment was requested by the Department of Human Services.

7.31 **Sec. 37. Explanation.**

8.1 This amendment corrects an erroneous cross-reference. Reporting the emergency  
8.2 use of manual restraints to the ombudsman is required under Minnesota Statutes, section  
8.3 245D.061, subdivision 8, not subdivision 10.

8.4 Sec. 38. **Explanation.**

8.5 This amendment updates an obsolete cross-reference. Minnesota Statutes, chapter  
8.6 245B, relating to services for people with developmental disabilities, was repealed in  
8.7 Laws 2013, chapter 108, article 8, section 61, and replaced by provisions in Minnesota  
8.8 Statutes, chapter 245D, relating to home and community-based services standards.

8.9 Sec. 39. **Explanation.**

8.10 This amendment corrects an erroneous reference. "Minnesota health care programs"  
8.11 is defined in the last paragraph of Minnesota Statutes, section 256B.0636, not clause  
8.12 (3) of that statute.

8.13 Sec. 40. **Explanation.**

8.14 This amendment corrects erroneous internal references. The medical director must  
8.15 use the criteria specified in the entire subdivision to make the determination, not only the  
8.16 criteria specified in paragraph (a), or paragraph (a), clause (2).

8.17 Sec. 41. **Explanation.**

8.18 This amendment corrects an erroneous internal reference. License holders must use  
8.19 all the criteria specified in subdivision 5, not only the criteria in paragraph (a), clause (2),  
8.20 to determine the appropriateness of dispensing unsupervised use of medication to treat  
8.21 opioid addiction.

8.22 Sec. 42. **Explanation.**

8.23 This amendment corrects a reference to the Code of Federal Regulations so the  
8.24 reference is in the proper form. Code of Federal Regulations, title 42, section 8.12,  
8.25 provides federal opioid treatment standards.

8.26 Sec. 43. **Explanation.**

8.27 This amendment corrects two references. First, it corrects a Code of Federal  
8.28 Regulations reference so the reference is in the proper form. Second, it corrects an internal  
8.29 reference. The language in paragraph (c) directing the commissioner to seek a federal  
8.30 waiver refers to the entire subdivision, not just "this paragraph."

9.1       Sec. 44. **Explanation.**

9.2               This amendment strikes a sentence that is duplicated in another subdivision of the  
9.3 same section. The sentence specifies that when a standard in this section differs from a  
9.4 standard in applicable administrative rule, the statutory section applies. A similar sentence  
9.5 is found in Minnesota Statutes, section 245A.192, subdivision 1, paragraph (b).

9.6       Sec. 45. **Explanation.**

9.7               This amendment corrects an erroneous range reference to rules. Foster residence  
9.8 settings are licensed under Minnesota Rules, parts 2960.3000 to 2960.3340, not under  
9.9 the entire chapter.

9.10       Sec. 46. **Explanation.**

9.11               This amendment corrects an erroneous range reference to rules. Foster family  
9.12 settings are licensed under Minnesota Rules, parts 2960.3000 to 2960.3340, not under  
9.13 the entire chapter.

9.14       Sec. 47. **Explanation.**

9.15               This amendment corrects two erroneous cross-references. Positive support transition  
9.16 plans are required to be developed in Minnesota Statutes, section 245D.06, subdivision 8,  
9.17 not subdivision 5. Subdivision 5, which prohibits certain procedures, does not contain a  
9.18 paragraph (a).

9.19       Sec. 48. **Explanation.**

9.20               This amendment corrects a range reference that includes a repealed section.  
9.21 Minnesota Statutes, section 252.40, was repealed by Laws 2013, chapter 108, article  
9.22 13, section 14.

9.23       Sec. 49. **Explanation.**

9.24               This amendment strikes an erroneous internal reference. There is no clause (10) in  
9.25 Minnesota Statutes, section 245D.04, subdivision 2.

9.26       Sec. 50. **Explanation.**

9.27               This amendment corrects an internal range reference. There is no paragraph (d) in  
9.28 Minnesota Statutes, section 245D.051, subdivision 1.

9.29       Sec. 51. **Explanation.**

10.1 This amendment corrects an erroneous reference. Policies and procedures for  
10.2 emergency use of manual restraints are in Minnesota Statutes, section 245D.061,  
10.3 subdivision 9, not subdivision 10.

10.4 Sec. 52. **Explanation.**

10.5 This amendment removes an erroneous reference and related language governing  
10.6 the registration information of home and community-based services providers. Minnesota  
10.7 Statutes, section 245D.031, subdivision 2, does not exist.

10.8 Sec. 53. **Explanation.**

10.9 This amendment makes a terminology change. Alternate staff supervision  
10.10 requirements are specified in a coordinated service and support plan or coordinated service  
10.11 and support plan addendum, not in a risk management plan. A person receiving home  
10.12 and community-based services under a federally approved Medicaid waiver plan or the  
10.13 alternative care program has a coordinated service and support plan, not a risk management  
10.14 plan. Correcting this term makes the statute consistent with terms used in Minnesota  
10.15 Statutes, chapters 256B and 245D, governing home and community-based services.

10.16 Sec. 54. **Explanation.**

10.17 This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
10.18 repealed by Laws 2013, chapter 108, article 13, section 14.

10.19 Sec. 55. **Explanation.**

10.20 This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
10.21 repealed by Laws 2013, chapter 108, article 13, section 14.

10.22 Sec. 56. **Explanation.**

10.23 This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
10.24 repealed by Laws 2013, chapter 108, article 13, section 14.

10.25 Sec. 57. **Explanation.**

10.26 This amendment makes terminology changes. Minnesota Statutes, section  
10.27 256B.057, subdivision 1, was amended by Laws 2013, chapter 108, article 1, section 21,  
10.28 to replace "countable family income" with "countable household income," and to replace  
10.29 "family size" with "household size." This amendment makes the terms used in subdivision  
10.30 8 conform with those used in subdivision 1.

11.1       Sec. 58. **Explanation.**

11.2             This amendment corrects an erroneous cross-reference. The correct reference is  
11.3 to Minnesota Statutes, section 256F.10, which governs the provision of child welfare  
11.4 targeted case management services to people who are under age 21 and eligible for  
11.5 medical assistance.

11.6       Sec. 59. **Explanation.**

11.7             This amendment corrects an erroneous internal reference. Minnesota Statutes,  
11.8 section 256B.0911, subdivision 6, paragraph (a) was relettered as paragraph (b) in Laws  
11.9 2013, chapter 108, article 2, section 22.

11.10       Sec. 60. **Explanation.**

11.11             This amendment corrects an erroneous reference. The essential community supports  
11.12 grant program is contained in Minnesota Statutes, section 256B.0922.

11.13       Sec. 61. **Explanation.**

11.14             This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
11.15 repealed by Laws 2013, chapter 108, article 13, section 14.

11.16       Sec. 62. **Explanation.**

11.17             This amendment corrects an erroneous reference. The paragraph defining skills  
11.18 training was relettered (a), in Laws 2013, chapter 108, article 4, section 22.

11.19       Sec. 63. **Explanation.**

11.20             This amendment corrects an erroneous reference. For this benefit to be implemented,  
11.21 the Department of Human Services must obtain federal approval for the entire section, not  
11.22 only subdivision 9.

11.23       Sec. 64. **Explanation.**

11.24             This amendment deletes obsolete language and corrects internal references.  
11.25 Minnesota Statutes, sections 256B.435, which established the performance-based  
11.26 contracting system, and 256B.431, subdivision 2i, which included the salary adjustment  
11.27 per diem, were repealed by Laws 2012, chapter 216, article 9, section 38.

11.28       Sec. 65. **Explanation.**

12.1 This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
12.2 repealed by Laws 2013, chapter 108, article 13, section 14.

12.3 **Sec. 66. Explanation.**

12.4 This amendment corrects an erroneous cross-reference. Minnesota Statutes,  
12.5 section 256B.0261, does not exist. The correct reference is to Minnesota Statutes,  
12.6 section 256B.0621, which relates to eligibility under medical assistance for targeted case  
12.7 management services.

12.8 **Sec. 67. Explanation.**

12.9 Paragraph (a) expired December 31, 2010, as provided by Laws 2008, chapter 364,  
12.10 section 10. This amendment removes the obsolete paragraph (a).

12.11 **Sec. 68. Explanation.**

12.12 This amendment corrects a range reference. Minnesota Statutes, section 252.40, was  
12.13 repealed by Laws 2013, chapter 108, article 13, section 14.

12.14 **Sec. 69. Explanation.**

12.15 This amendment corrects an erroneous internal reference and makes a conforming  
12.16 terminology change. In a reference to the definition of purchase of goods, paragraph (a)  
12.17 is stricken because no paragraph (a) exists in subdivision 7. In the definition of support  
12.18 specialist, the term "flexible spending model" is replaced with the term "budget model" to  
12.19 conform with the rest of the section.

12.20 **Sec. 70. Explanation.**

12.21 This amendment corrects an erroneous internal reference. In a reference to using  
12.22 services to return to the community, paragraph (a) is stricken because no paragraph (a)  
12.23 exists in subdivision 7.

12.24 **Sec. 71. Explanation.**

12.25 This amendment corrects an erroneous internal reference. The term Level I behavior  
12.26 is defined in subdivision 2, paragraph (d), not subdivision 2, paragraph (d), clause (1).

12.27 **Sec. 72. Explanation.**

13.1 This amendment corrects an erroneous internal reference. The paragraph governing  
13.2 assistance payment amounts for the month of application was relettered as (b) in Laws  
13.3 2013, chapter 108, article 3, section 29.

13.4 Sec. 73. **Explanation.**

13.5 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
13.6 256N.24, subdivisions 5 and 6, govern the timing and completion of initial assessments,  
13.7 not subdivision 4.

13.8 Sec. 74. **Explanation.**

13.9 This amendment corrects an erroneous internal reference. Notice to foster parents is  
13.10 governed by subdivision 13, not subdivision 12.

13.11 Sec. 75. **Explanation.**

13.12 This amendment corrects two erroneous internal references. Timing of reassessments  
13.13 and requests for reassessment are governed by Minnesota Statutes 2013 Supplement,  
13.14 section 256N.24, subdivision 9, not subdivision 8.

13.15 Sec. 76. **Explanation.**

13.16 This amendment corrects an erroneous internal reference. Notice to prospective  
13.17 relative custodians or prospective adoptive parents is governed by subdivision 13, not  
13.18 subdivision 12.

13.19 Sec. 77. **Explanation.**

13.20 This amendment corrects an erroneous internal reference. A caregiver may request a  
13.21 reassessment under Minnesota Statutes 2013 Supplement, section 256N.24, subdivision  
13.22 10, not subdivision 9.

13.23 Sec. 78. **Explanation.**

13.24 This amendment corrects two erroneous internal references relating to special  
13.25 assessments and reassessments. Minnesota Statutes, section 256N.24, subdivision 8,  
13.26 not subdivision 7, governs agency responsibility for completing special assessments.  
13.27 Minnesota Statutes, section 256N.24, subdivision 11, not subdivision 10, governs agency  
13.28 responsibility for completing reassessments.

13.29 Sec. 79. **Explanation.**

14.1 This amendment corrects two erroneous internal references. The agency required to  
14.2 complete an initial assessment is specified in subdivision 6, not subdivision 5. The agency  
14.3 required to complete a reassessment is specified in subdivision 11, not subdivision 10.

14.4 Sec. 80. **Explanation.**

14.5 This amendment corrects an erroneous cross-reference. A relative custodian or  
14.6 adoptive parent may request a reassessment under Minnesota Statutes, section 256N.24,  
14.7 subdivision 10, not subdivision 9.

14.8 Sec. 81. **Explanation.**

14.9 This amendment corrects two erroneous cross-references. When a caregiver asks  
14.10 for an agreement to be renegotiated, a reassessment must be completed according to  
14.11 Minnesota Statutes, section 256N.24, subdivisions 10 and 11, not subdivision 9. When  
14.12 a caregiver asks for a payment higher than the special at-risk monthly payment, a  
14.13 reassessment must be completed according to Minnesota Statutes, section 256N.24,  
14.14 subdivision 10, not subdivision 9.

14.15 Sec. 82. **Explanation.**

14.16 This amendment corrects an erroneous cross-reference. A caregiver may request a  
14.17 reassessment under Minnesota Statutes, section 256N.24, subdivision 10, not subdivision 9.

14.18 Sec. 83. **Explanation.**

14.19 This amendment corrects an erroneous cross-reference. Notice requirements are  
14.20 specified in Minnesota Statutes, section 256N.24, subdivision 13, not subdivision 12.

14.21 Sec. 84. **Explanation.**

14.22 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
14.23 256N.23, not section 256N.24, describes children who are eligible for adoption assistance  
14.24 but for whom no agency is responsible for their care and placement.

14.25 Sec. 85. **Explanation.**

14.26 This amendment removes obsolete language. References to "local registrar" were  
14.27 removed in the amendments to the vital records statutes in Laws 2013, chapter 108, article  
14.28 12, sections 16 to 29. This reference was inadvertently left unchanged.

14.29 Sec. 86. **Explanation.**

15.1           These amendments correct erroneous cross-references. Minnesota Statutes, section  
15.2 260C.301, subdivision 1, not subdivision 2, relates to the consent of a parent to the  
15.3 termination of parental rights.

15.4           Sec. 87. **Explanation.**

15.5           This amendment corrects an erroneous internal reference. This subdivision is  
15.6 contained in Minnesota Statutes, section 268.095, so it is unnecessary to cite the section.

15.7           Sec. 88. **Explanation.**

15.8           This amendment corrects obsolete language. The definition of "gross tax capacity"  
15.9 in Minnesota Statutes, section 273.13, subdivision 21b, paragraph (a), was repealed by  
15.10 amendment in Laws 2013, chapter 143, article 14, section 29, making the use of the term  
15.11 in this section obsolete.

15.12          Sec. 89. **Explanation.**

15.13          This amendment removes obsolete language. Minnesota Statutes, section 273.1384,  
15.14 subdivision 1, the residential homestead market value credit, was repealed by Laws  
15.15 2011, First Special Session chapter 7, article 6, section 27, making the use of that term  
15.16 in this section obsolete.

15.17          Sec. 90. **Explanation.**

15.18          This amendment removes obsolete language. Minnesota Statutes, section 273.1384,  
15.19 subdivision 1, the residential homestead market value credit, was repealed by Laws 2011,  
15.20 First Special Session chapter 7, article 6, section 27, making the reference to that credit  
15.21 in this section obsolete.

15.22          Sec. 91. **Explanation.**

15.23          This amendment removes obsolete language. Minnesota Statutes, section 273.1384,  
15.24 subdivision 1, the residential homestead market value credit, was repealed by Laws 2011,  
15.25 First Special Session chapter 7, article 6, section 27, making the reference in this section  
15.26 obsolete.

15.27          Sec. 92. **Explanation.**

15.28          This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
15.29 273.13, subdivision 25, was amended by Laws 1997, chapter 231, article 1, section 8, to  
15.30 add a new paragraph, delete clauses in paragraphs, and reletter and renumber the existing

16.1 paragraphs and clauses. Subsequent laws also made changes to the subdivision. This  
16.2 amendment corrects the reference accordingly.

16.3 Sec. 93. **Explanation.**

16.4 This amendment corrects a grammatical error.

16.5 Sec. 94. **Explanation.**

16.6 This amendment replaces range references to repealed Internal Revenue Code  
16.7 sections with the correct section references. Internal Revenue Code, section 2517, has  
16.8 been repealed.

16.9 Sec. 95. **Explanation.**

16.10 This amendment corrects an erroneous cross-reference. The reference, which was  
16.11 added by Laws 2013, chapter 143, article 5, section 3, incorrectly cross-referenced a  
16.12 repealed provision. The correct reference is to Minnesota Statutes, section 270.072, the  
16.13 airflight property tax.

16.14 Sec. 96. **Explanation.**

16.15 This amendment removes obsolete internal references. Laws 2013, chapter 143,  
16.16 article 8, section 18, amended Minnesota Statutes, section 297A.66, subdivision 3, to add  
16.17 a paragraph and reletter existing paragraphs.

16.18 Sec. 97. **Explanation.**

16.19 This amendment corrects an erroneous internal reference. The correct reference is to  
16.20 the entirety of subdivision 4a, rather than paragraph (d) of subdivision 4a.

16.21 Sec. 98. **Explanation.**

16.22 This amendment corrects terminology. The correct reference is to the Division of  
16.23 Driver and Vehicle Services. The Motor Vehicle Division at the Department of Public  
16.24 Safety no longer exists.

16.25 Sec. 99. **Explanation.**

16.26 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
16.27 290.01, subdivision 19c, was amended in Laws 2013, chapter 143, article 6, section 8, to  
16.28 delete clauses and renumber the existing clauses. This amendment corrects the reference  
16.29 accordingly.

17.1       Sec. 100. **Explanation.**

17.2           This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
17.3 290.01, subdivision 19c, was amended in Laws 2013, chapter 143, article 6, section 8, to  
17.4 delete clauses and renumber the existing clauses. This amendment corrects the reference  
17.5 accordingly.

17.6       Sec. 101. **Explanation.**

17.7           This amendment corrects an erroneous cross-reference. The correct reference  
17.8 is to Minnesota Statutes, section 13.02, subdivision 15, which defines public data on  
17.9 individuals and would apply to a missing children bulletin. Minnesota Statutes, section  
17.10 13.01, subdivision 15, does not exist.

17.11       Sec. 102. **Explanation.**

17.12           This section updates an obsolete reference. Minnesota Statutes, section 15.015,  
17.13 relating to the transfer of functions under the Government Reorganization Act of 1969  
17.14 and the transfer of persons in the classified service to another department or agency was  
17.15 repealed in Laws 1981, chapter 253, section 48. The reference to Minnesota Statutes,  
17.16 section 15.015, subdivision 5, is still valid but should be made specific to the edition of  
17.17 Minnesota Statutes where it last appeared.

17.18       Sec. 103. **Explanation.**

17.19           This amendment corrects an erroneous cross-reference. Laws 2012, chapter 250,  
17.20 article 2, section 25, amended Minnesota Statutes, section 322B.135, by eliminating  
17.21 subdivision 3. The process for changing a foreign limited liability company name or the  
17.22 business address of its registered agent is still addressed in the section, so the reference to  
17.23 the section remains correct.

17.24       Sec. 104. **Explanation.**

17.25           This amendment corrects an erroneous reference. Minnesota Statutes, section  
17.26 15.097, does not exist. The correct statute for filling vacancies is Minnesota Statutes,  
17.27 section 15.0597.

17.28       Sec. 105. **Explanation.**

17.29           This amendment corrects erroneous cross-references. The references were added to  
17.30 Minnesota Statutes, section 327B.12, by Laws 2008, chapter 273, section 74, and were  
17.31 incorrect when added. The original references were not made to pertinent provisions of law.

18.1       Sec. 106. **Explanation.**

18.2             Minnesota Statutes, section 374.23, relating to balances remaining in funds provided  
18.3 by sale of bonds, was repealed in Laws 1996, chapter 310, section 1. The reference to  
18.4 Minnesota Statutes, section 374.23, is still valid but should be made specific to the edition  
18.5 of Minnesota Statutes where it last appeared.

18.6       Sec. 107. **Explanation.**

18.7             This amendment makes a terminology change. Minnesota Statutes, section 272.115,  
18.8 subdivision 4, relates to eligibility for homestead status, not the residential homestead  
18.9 market value credit that was repealed by Laws 2011, First Special Session chapter 7,  
18.10 article 6, section 27.

18.11       Sec. 108. **Explanation.**

18.12             This amendment corrects an erroneous cross-reference. Section 260C.080 does  
18.13 not exist. This reference was erroneously added to section 383A.405, subdivision 3,  
18.14 following a major recodification of juvenile delinquency and child protection laws in  
18.15 Laws 1999, chapter 139.

18.16       Sec. 109. **Explanation.**

18.17             This amendment corrects a range reference that includes a repealed section.  
18.18 Minnesota Statutes, section 383B.1585, was repealed by Laws 2013, chapter 97, section 8.

18.19       Sec. 110. **Explanation.**

18.20             This amendment corrects an erroneous cross-reference. There is no subdivision 4 in  
18.21 Minnesota Statutes, section 383B.34, which relates to the classification of employees in  
18.22 the county service.

18.23       Sec. 111. **Explanation.**

18.24             Minnesota Statutes, section 461.15, enacted in 1941, relies on an uncoded session  
18.25 law from 1937 to provide a definition of "blind." This amendment updates the reference to  
18.26 a more recently enacted definition of "blind" that is located in Minnesota Statutes.

18.27       Sec. 112. **Explanation.**

18.28             This amendment makes a terminology change. Minnesota Statutes, section  
18.29 273.1384, subdivision 1, the residential homestead market value credit, was repealed by

19.1 Laws 2011, First Special Session chapter 7, article 6, section 27. This amendment corrects  
19.2 the reference to refer to homestead classification rather than the repealed homestead credit.

19.3 **Sec. 113. Explanation.**

19.4 This amendment makes a terminology change. Minnesota Statutes, section 273.1384,  
19.5 subdivision 1, the residential homestead market value credit, was repealed by Laws 2011,  
19.6 First Special Session chapter 7, article 6, section 27. This amendment corrects the reference  
19.7 to refer to the agricultural homestead market value credit that remains in subdivision 2.

19.8 **Sec. 114. Explanation.**

19.9 This amendment corrects an obsolete reference. Minnesota Statutes, section  
19.10 469.129, subdivision 2, relating to issuance of revenue bonds, was repealed in Laws 2012,  
19.11 chapter 294, article 2, section 43. The reference to Minnesota Statutes, section 469.129,  
19.12 subdivision 2, is still valid but should be made specific to the edition of Minnesota  
19.13 Statutes where it last appeared.

19.14 **Sec. 115. Explanation.**

19.15 This amendment corrects a technical language error. Minnesota Statutes, section  
19.16 469.177, subdivision 1d, was enacted in Laws 2013, chapter 143, article 9, section 7, to  
19.17 authorize development authorities to elect to reduce the original net tax capacity of a TIF  
19.18 district for the effects of the enactment of the homestead market value exclusion. The error  
19.19 was recognized by House Tax Counsel after the 2013 session. The State Auditor was made  
19.20 aware of the error and notified cities and counties to enforce the provision as corrected in  
19.21 this section. Original net tax capacity is the property tax base from which the tax increment  
19.22 generated by the redevelopment is measured. Reducing the original tax capacity increases  
19.23 the amount of tax increment available to a TIF authority and is a way to offset possible  
19.24 effects of the homestead market value exclusion on the increment collected by a district.  
19.25 The homestead market value exclusion can reduce current net tax capacity, which in turn  
19.26 reduces the tax increment. The election is limited to qualified TIF districts, generally  
19.27 those that have a large loss in captured tax capacity as a result of the enactment of the  
19.28 homestead market value exclusion. One of the criteria to qualify provides that a district's  
19.29 tax increments received must exceed the amount of debt service, a technical language error  
19.30 that creates an absurd or unreasonable result. This amendment corrects that error to provide  
19.31 that a district's tax increments received must be less than the amount of debt service.

19.32 **Sec. 116. Explanation.**

20.1 This amendment corrects an erroneous range reference. Minnesota Statutes, section  
20.2 469.1771, subdivision 1, was amended in Laws 2001, First Special Session chapter 5,  
20.3 article 15, section 20, to extend a range reference for added sections. That amendment  
20.4 erroneously referenced Minnesota Statutes, section 469.1798, which does not exist. This  
20.5 amendment replaces that reference with the proper section.

20.6 Sec. 117. **Explanation.**

20.7 This amendment corrects an erroneous internal reference. Minnesota Statutes,  
20.8 section 290.17, subdivision 4, was amended in Laws 2013, chapter 143, article 6, section  
20.9 28, to eliminate and reletter paragraphs. Paragraph (h), not paragraph (j), relates to  
20.10 combined reports.

20.11 Sec. 118. **Explanation.**

20.12 This amendment corrects a reference by replacing "this act" with the appropriate  
20.13 range reference in Minnesota Statutes.

20.14 Sec. 119. **Explanation.**

20.15 This amendment corrects references by replacing "this act" and "the act" with the  
20.16 appropriate range reference in Minnesota Statutes.

20.17 Sec. 120. **Explanation.**

20.18 This amendment updates an obsolete reference. Minnesota Statutes, section 473.618,  
20.19 relating to the airport planning and development report, was repealed in Laws 2013,  
20.20 chapter 125, article 1, section 108. The reference to Minnesota Statutes, section 473.618,  
20.21 is still valid in this section but should be made specific to the edition of Minnesota Statutes  
20.22 where it last appeared.

20.23 Sec. 121. **Explanation.**

20.24 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
20.25 273.13, subdivision 25, was amended by Laws 1997, chapter 231, article 1, section 8, to  
20.26 add a new paragraph, delete clauses in paragraphs, and reletter and renumber the existing  
20.27 paragraphs and clauses. Subsequent laws also made changes to the subdivision. This  
20.28 amendment corrects the reference in Minnesota Statutes, section 473F.02, subdivision  
20.29 4, accordingly.

20.30 Sec. 122. **Explanation.**

21.1 This amendment corrects incomplete references. The references in this statute cite to  
21.2 the session law, but do not provide the complete citation form, which includes the session  
21.3 law year, chapter, and article number. This amendment completes the citations so that a  
21.4 user referring to the statute can find the referenced provisions in the Laws of Minnesota.

21.5 Sec. 123. **Explanation.**

21.6 This amendment removes obsolete language. The definition of "gross tax capacity"  
21.7 in Minnesota Statutes, section 273.13, subdivision 21b, paragraph (a), was repealed by  
21.8 amendment in Laws 2013, chapter 143, article 14, section 31, making the use of the  
21.9 terminology in this section obsolete.

21.10 Sec. 124. **Explanation.**

21.11 This amendment corrects an erroneous cross-reference. The correct reference is to  
21.12 Minnesota Statutes, section 484.87, subdivision 3, which gives the duty to prosecute a  
21.13 case to the county attorney in a city which has a population of 600 or less. Minnesota  
21.14 Statutes, section 487.87, does not exist.

21.15 Sec. 125. **Explanation.**

21.16 This amendment corrects an erroneous cross-reference. The correct reference is to  
21.17 Minnesota Statutes, section 518C.508, which relates to the administrative enforcement of  
21.18 child support orders. Minnesota Statutes, section 518C.507, does not exist.

21.19 Sec. 126. **Explanation.**

21.20 This amendment corrects an erroneous cross-reference. The correct reference is to  
21.21 Minnesota Statutes, section 518A.735, which provides for written notice of attorney fees  
21.22 and collection costs to child support obligors. Minnesota Statutes, section 518A.695,  
21.23 does not exist.

21.24 Sec. 127. **Explanation.**

21.25 This amendment corrects an erroneous cross-reference. Minnesota Statutes, section  
21.26 572B.04, is part of the Uniform Arbitration Act. "Section 572B.32" appears in a series of  
21.27 references in paragraph (c), but Minnesota Statutes, section 572B.32, does not exist. The  
21.28 Uniform Arbitration Act is Minnesota Statutes, sections 572B.01 to 572B.31.

21.29 Sec. 128. **Explanation.**

22.1 This amendment corrects a range reference that includes a repealed section.  
22.2 Minnesota Statutes, section 252.40, was repealed by Laws 2013, chapter 108, article  
22.3 13, section 14.

22.4 Sec. 129. **Explanation.**

22.5 This amendment corrects an erroneous cross-reference. The correct reference is  
22.6 to Minnesota Statutes, section 169.792, which relates to the failure to provide proof of  
22.7 insurance and revocation of a driver's license and motor vehicle registration. Minnesota  
22.8 Statutes, section 169.172, does not exist.

22.9 Sec. 130. **Explanation.**

22.10 This amendment corrects an obsolete cross-reference. Minnesota Statutes, chapter  
22.11 245B, relating to services for people with developmental disabilities, was repealed in  
22.12 Laws 2013, chapter 108, article 8, section 61, and replaced by provisions in Minnesota  
22.13 Statutes, chapter 245D, relating to home and community-based services standards.

22.14 Sec. 131. **Explanation.**

22.15 This amendment corrects an error of geography. The city of Oakdale is located in  
22.16 Washington County.

22.17 Sec. 132. **Explanation.**

22.18 This amendment removes the repeal of Minnesota Statutes, section 256L.07,  
22.19 subdivision 1, relating to general eligibility requirements for the MinnesotaCare program.  
22.20 That subdivision was also amended in the same legislative session in Laws 2013, chapter  
22.21 108, article 1, section 54. The amendment and the repealer were printed as notes. This  
22.22 amendment resolves the conflict and allows the revisor to remove the note containing the  
22.23 repealer. The Department of Human Services was consulted in preparing this amendment.

22.24 Sec. 133. **Explanation.**

22.25 This amendment corrects an erroneous repealer from which subdivision 6 was  
22.26 omitted. Minnesota Statutes, section 256J.24, contains provisions regarding family  
22.27 composition, assistance standards, and exit levels for the Minnesota family investment  
22.28 program. Subdivision 6 of that section establishes the MFIP family cap. The repeal of  
22.29 subdivision 6 was contained in the 2013 health and human services appropriations bills,  
22.30 H.F. 1233 and S.F. 1034, but a reference to subdivision 6 was omitted from the repealer

23.1 when the conference committee report was prepared. This amendment resolves the  
23.2 conflict and allows the revisor to remove the note containing the repealer.

23.3 **Sec. 134. Explanation.**

23.4 Laws 2013, chapter 108, article 11, section 28, established a transition period for  
23.5 implementing the new home care licensing provisions in Minnesota Statutes, section  
23.6 144A.481. The new licensing requirements are effective July 1, 2015. However, section  
23.7 34 of the article stated that the article was "effective the day following final enactment."  
23.8 The unintended result of this was to make the repealer in section 33 effective the day  
23.9 following final enactment, May 24, 2013. This amendment delays the effective date of  
23.10 the repealer, consistent with legislative intent of phasing in the new requirements on July  
23.11 1, 2015. It also incorporates two sections, Minnesota Statutes, sections 144A.4605 and  
23.12 144A.465, that were inadvertently omitted from section 33 and are incorporated in the  
23.13 repealer. The Department of Health recommended this amendment.

23.14 **Sec. 135. Explanation.**

23.15 The legislature enacted a transition period for implementing the new home care  
23.16 licensing provisions in Minnesota Statutes, section 144A.481, in Laws 2013, chapter 108,  
23.17 article 11, section 28. The effective date at the end of Laws 2013, chapter 108, article 11,  
23.18 which made the article effective the day following final enactment, or May 24, 2013, is  
23.19 in conflict with the enacted phase-in of the new licensing requirements for home care.  
23.20 This amendment clarifies that provisions within Laws 2013, chapter 108, article 11, have  
23.21 different effective dates. The Department of Health recommended this amendment.

23.22 **Sec. 136. Explanation.**

23.23 Laws 2013, chapter 108, article 12, section 108, instructed the revisor to make  
23.24 these terminology changes in Minnesota Statutes, but failed to direct the revisor to do  
23.25 so in Minnesota Rules. This amendment allows the revisor to make the corresponding  
23.26 terminology changes in Minnesota Rules, where the old terms appear approximately  
23.27 46 times.

23.28 **Sec. 137. Explanation.**

23.29 This amendment corrects an incomplete reference in a section directing the  
23.30 commissioner of human services to submit to the commissioner of management and  
23.31 budget a plan for implementing changes to the provision of home and community-based  
23.32 services. The statutory language governing home and community-based services is found

24.1 in Laws 2013, chapter 108, article 2, and contingent appropriations for this purpose are  
24.2 made in article 15. Both articles are contingent on federal approval. This amendment  
24.3 clarifies that article 2, as well as article 15, is also effective contingent on plan approval by  
24.4 the commissioner of management and budget. The Department of Human Services was  
24.5 consulted in preparing this amendment.

24.6 Sec. 138. **Explanation.**

24.7 Subdivision 1. **Obsolete language.** Laws 2013, chapter 62, relating to updating  
24.8 outdated human services terminology, instructed the revisor to make word or phrase  
24.9 changes in Minnesota Rules, but did not include this rule part.

24.10 Subd. 2. **Obsolete reference.** Laws 2013, chapter 108, article 11, phased in new  
24.11 licensing requirements for home care. This revisor's instruction will allow the revisor to  
24.12 update cross-references to home care statutes and rules in Minnesota Statutes, chapters  
24.13 144D and 144G, as they become effective.

24.14 Subd. 3. **Obsolete language.** Minnesota Rules, parts 8400.4015, 8400.4070, and  
24.15 8400.4080, were adopted in 1986 under authority of Minnesota Statutes 1986, section  
24.16 40.21, which directed the commissioner of agriculture to adopt a model ordinance and  
24.17 rules relating to soil and water conservation. At that time, the Board of Water and Soil  
24.18 Resources was an agency within the Department of Agriculture. Laws 1990, chapter  
24.19 391, recodified and reorganized Minnesota's water law, transferring the authority of the  
24.20 commissioner of agriculture under Minnesota Statutes 1986, section 40.21, to the Board of  
24.21 Water and Soil Resources. See Laws 1990, chapter 391, article 6, section 59, enacting  
24.22 Minnesota Statutes, section 103F.411, and Laws 1990, chapter 391, article 10, section 4,  
24.23 repealing Minnesota Statutes 1986, section 40.21. This instruction updates the rules to  
24.24 reflect the 1990 statutory reorganization.

24.25 Sec. 139. **Explanation.**

24.26 Subdivision. 1. **Obsolete subdivisions.** The vital records statutes were amended  
24.27 in Laws 2013, chapter 108, article 12, sections 16 to 29. References to local registrars  
24.28 were removed, but the repeal of Minnesota Statutes, section 144.214, relating to local  
24.29 registrar duties was inadvertently omitted.

24.30 Subd. 2. **Obsolete subdivision.** Minnesota Statutes, section 303.07, subdivision  
24.31 2, was repealed by Laws 2000, chapter 395, section 23. The subdivision being repealed  
24.32 in this amendment exclusively governed disclosure of return information described in  
24.33 Minnesota Statutes, section 303.07, subdivision 2, and is now unnecessary.

25.1 Subd. 3. **Contingent enactment.** This amendment repeals two sections that did  
25.2 not receive federal approval under a waiver request for an 1115 demonstration project  
25.3 submitted by the Department of Human Services to the Centers for Medicare and Medicaid  
25.4 Services. These sections were enacted in Laws 2013, chapter 108, article 2, sections 16  
25.5 and 40. They were effective contingent on the receipt of federal approval and approval  
25.6 by the commissioner of management and budget according to Laws 2013, chapter 108,  
25.7 article 2, section 44, and article 15, sections 3 and 4. Since these sections did not receive  
25.8 federal approval, they cannot become effective and are being repealed. The Department of  
25.9 Human Services approved this amendment.

25.10 Subd. 4. **Conflict resolution.** This amendment repeals an uncodified section  
25.11 which duplicates another uncodified section in the same chapter. The section being  
25.12 retained is found in Laws 2013, chapter 108, article 7, section 55. Both sections direct  
25.13 the commissioner of human services to seek authority from the federal Centers for  
25.14 Medicare and Medicaid Services to allow persons under age 65 participating in home and  
25.15 community-based waivers to continue to use the disregard of the nonassisted spouse's  
25.16 income and assets instead of using spousal impoverishment provisions. The Department  
25.17 of Human Services prefers article 7, section 55.

25.18 Subd. 5. **Conflict resolution.** Laws 2013, chapter 116, article 1, section 49,  
25.19 amended Minnesota Statutes, section 126C.17, relating to school district referendum  
25.20 revenue. That section was also amended in the same legislative session in Laws 2013,  
25.21 chapter 143, article 3, section 5. Because the two amendments could not be merged  
25.22 editorially, the chapter 143 amendment was printed in the main text and the chapter 116  
25.23 amendment was printed as a note. The chapter 143 amendment was the latest enacted and  
25.24 was the version intended by the legislature. This repealer allows the revisor to resolve the  
25.25 conflict and remove the note containing the amendatory language.

25.26 Subd. 6. **Conflict resolution.** Laws 2013, chapter 134, section 7, amended  
25.27 Minnesota Statutes, section 3D.14. That section was also repealed by Laws 2013, chapter  
25.28 142, article 2, section 10. The repeal was printed in the main text and the amendment was  
25.29 printed as a note. The amendment was not substantive and this repealer resolves the  
25.30 conflict and allows the revisor to remove the note containing the amendatory language.

25.31 Subd. 7. **Conflict resolution.** Laws 2013, chapter 138, article 4, section 1, amended  
25.32 Minnesota Statutes, section 10A.242, subdivision 1, relating to the dissolution of inactive  
25.33 political committees, political funds, or principal campaign committees. That section was  
25.34 also repealed in the same legislative session in Laws 2013, chapter 138, article 1, section  
25.35 55. The repeal was printed in the main text and the amendment was printed as a note. The

26.1 amendment was not substantive and this repealer resolves the conflict and allows the  
26.2 revisor to remove the note containing the amendatory language.

26.3 Subd. 8. **Conflict resolution.** Minnesota Statutes, section 256J.626, subdivision  
26.4 7, relating to performance base fund allocations to counties and tribes using TANF  
26.5 funds, was amended twice in the 2013 legislative session, by Laws 2013, chapter 107,  
26.6 article 4, section 19, and Laws 2013, chapter 108, article 3, section 31. The chapter 107  
26.7 amendment keeps in place the current allocation criteria for performance base funds and  
26.8 removes an obsolete date. The chapter 108 amendment modifies the allocation criteria for  
26.9 performance base funds for 2016 and subsequent years. Because the two amendments  
26.10 could not be merged editorially, the chapter 107 amendment was printed in the main text  
26.11 because it was the latest in enactment, and the chapter 108 amendment was printed as a  
26.12 note. This repealer allows the revisor to retain the chapter 107 amendment as the main text  
26.13 until 2016 and allows the revisor to print the chapter 108 note as the main text for the 2016  
26.14 statutes. The Department of Human Services was consulted in preparing this correction.

## 26.15 ARTICLE 2

### 26.16 PENSIONS AND RETIREMENT

#### 26.17 Section 1. Explanation.

26.18 This amendment removes obsolete language. The clause being removed pertains to  
26.19 police state aid apportionment for the cities of Fairmont and Minneapolis. The cities of  
26.20 Fairmont and Minneapolis have both consolidated their police and fire retirement plans  
26.21 into PERA in 2012 and 2011, respectively. Therefore, this clause is no longer needed. The  
26.22 Legislative Commission on Pensions and Retirement recommended this amendment.

#### 26.23 Sec. 2. Explanation.

26.24 This amendment corrects erroneous cross-references. Minnesota Statutes, sections  
26.25 353.668 and 353.669, were repealed by Laws 2013, chapter 111, article 5. Those sections  
26.26 related to the consolidation of the Minneapolis and Fairmont police relief association  
26.27 plans into PERA. The member and employer contributions for consolidated plans are  
26.28 now governed by Minnesota Statutes, section 353.665, subdivision 8. The Legislative  
26.29 Commission on Pensions and Retirement recommended this amendment.

#### 26.30 Sec. 3. Explanation.

26.31 This amendment removes a reference to a repealed statute. Minnesota Statutes,  
26.32 section 353A.09, relating to the teacher's retirement fund pro rata distribution of funds,

27.1 was repealed in Laws 2013, chapter 111, article 5, section 81. The Legislative Commission  
27.2 on Pensions and Retirement recommended this amendment.

27.3 **Sec. 4. Explanation.**

27.4 This amendment corrects an obsolete reference. Laws 2013, chapter 111, article 5,  
27.5 section 80, instructed the revisor to "not show the text of Minnesota Statutes, section 69.77"  
27.6 and to add a note in Minnesota Statutes, section 69.77, "CITY OF BLOOMINGTON;  
27.7 LOCAL." Laws 2013, chapter 111, further amended Minnesota Statutes, section 69.77.  
27.8 Because Minnesota Statutes, section 69.77, is now an uncoded local law and no longer  
27.9 appears in Minnesota Statutes, the reference to it must be updated. Section 23 of this article  
27.10 incorporates all amendments to the former Minnesota Statutes, section 69.77, as well as  
27.11 additional corrections and will result in a complete, "cleaned" version of the local law,  
27.12 should it need to be reviewed, cited, or amended in the future. If enacted, its reference in  
27.13 this section will be converted to a Laws 2014 chapter and section number. The Legislative  
27.14 Commission on Pensions and Retirement was consulted in preparing this amendment.

27.15 **Sec. 5. Explanation.**

27.16 This amendment corrects a technical error. Laws 2013, chapter 111, article 8,  
27.17 section 2, amended Minnesota Statutes, section 352.03, subdivision 4, to add a clause  
27.18 (7). In the process of striking the period at the end of clause (6) to add a semicolon,  
27.19 the citation "352.98" was accidentally stricken as well. This amendment reinstates the  
27.20 citation. The Legislative Commission on Pensions and Retirement was consulted in  
27.21 preparing this amendment.

27.22 **Sec. 6. Explanation.**

27.23 This amendment removes a reference to a repealed section. Minnesota Statutes,  
27.24 section 356.43, relating to the Minneapolis Employees Retirement Fund, was repealed in  
27.25 Laws 2010, chapter 359, article 11, section 27. The Legislative Commission on Pensions  
27.26 and Retirement recommended this amendment.

27.27 **Sec. 7. Explanation.**

27.28 This amendment deletes references to repealed statutes. Minnesota Statutes, chapters  
27.29 353, 353A and 353B, relating to consolidated relief associations, were repealed by Laws  
27.30 2013, chapter 111, article 5, section 81. The Legislative Commission on Pensions and  
27.31 Retirement was consulted in preparing this amendment.

28.1        **Sec. 8. Explanation.**

28.2            This amendment makes a grammatical correction by removing "specified in," which  
28.3 is unnecessary in the sentence. The Legislative Commission on Pensions and Retirement  
28.4 was consulted regarding this change.

28.5        **Sec. 9. Explanation.**

28.6            This amendment updates a reference to a repealed statute. Minnesota Statutes,  
28.7 section 353.667, relating to the Minneapolis Firefighters Relief Association consolidation  
28.8 was repealed in Laws 2013, chapter 111, article 5, section 81. The employer contribution  
28.9 for consolidation account members is now found in Minnesota Statutes, section 353.665,  
28.10 subdivision 8.

28.11           This amendment also removes an obsolete reference. According to the Legislative  
28.12 Commission on Pensions and Retirement, the reference to Minnesota Statutes, section  
28.13 69.031, subdivision 5, relating to the deposit of fire state aid, has been amended such that  
28.14 it no longer applies to this section.

28.15        **Sec. 10. Explanation.**

28.16           This amendment removes an obsolete reference. Minnesota Statutes, section 69.031,  
28.17 subdivision 5, relates to the deposit of fire state aid, and was amended by Laws 2013,  
28.18 chapter 111, article 5, section 22, such that it no longer applies to this section. The  
28.19 Legislative Commission on Pensions and Retirement recommended this amendment.

28.20        **Sec. 11. Explanation.**

28.21           This amendment removes a reference to a repealed statute. Minnesota Statutes,  
28.22 section 353D.12, relating to pension contributions for prior elected local government  
28.23 service, was repealed in Laws 2010, chapter 359, article 5, section 28. The Legislative  
28.24 Commission on Pensions and Retirement recommended this amendment.

28.25        **Sec. 12. Explanation.**

28.26           This amendment makes conforming changes. Minnesota Statutes, section 354A.31,  
28.27 subdivision 4, was amended by Laws 2013, chapter 111, article 4, section 15, by striking  
28.28 references to annuity rates in Minnesota Statutes, section 356.315, and inserting the  
28.29 applicable percentage rate. This amendment corrects three instances in the statute where  
28.30 the percentage rate should have been entered but was overlooked. The Legislative  
28.31 Commission on Pensions and Retirement recommended this amendment.

29.1       Sec. 13. **Explanation.**

29.2           This amendment makes conforming changes. Minnesota Statutes, section 354A.31,  
29.3 subdivision 4a, was amended by Laws 2013, chapter 111, article 4, section 16, by  
29.4 striking references to annuity rates in Minnesota Statutes, section 356.315, and inserting  
29.5 the applicable percentage rate. This amendment corrects three instances in the statute  
29.6 where the percentage rate should have been entered but was overlooked. The Legislative  
29.7 Commission on Pensions and Retirement recommended this amendment.

29.8       Sec. 14. **Explanation.**

29.9           This amendment removes an obsolete reference. Laws 2013, chapter 111, amended  
29.10 Minnesota Statutes, section 354A.31, by creating a new treatment for St. Paul and Duluth  
29.11 teachers who retire after June 30, 2013, and become reemployed annuitants. Minnesota  
29.12 Statutes, section 356.47, subdivision 1, was also amended by adding paragraphs (b) and  
29.13 (c), which clarify this section's relation to St. Paul and Duluth teachers. The reference to  
29.14 Minnesota Statutes, section 354A.31, subdivision 3, in this section is now redundant. This  
29.15 section was recommended by the Legislative Commission on Pensions and Retirement.

29.16       Sec. 15. **Explanation.**

29.17           This amendment removes a reference to a stricken clause. Minnesota Statutes,  
29.18 section 356.30, subdivision 3, clause (6), was stricken in Laws 2013, chapter 111, article  
29.19 2, section 28. The stricken reference is to the former elected state officers retirement plan,  
29.20 which is now covered under the legislative officers plan. The Legislative Commission on  
29.21 Pensions and Retirement was consulted in preparing this amendment.

29.22       Sec. 16. **Explanation.**

29.23           This amendment removes a redundant reference. Minnesota Statutes, section 69.77,  
29.24 was amended in Laws 2013, chapter 111, article 5, to apply only to the Bloomington  
29.25 Fire Department Relief Association. Because of this, the revisor was then instructed in  
29.26 Laws 2013, chapter 111, article 5, section 80, to not show the text of Minnesota Statutes,  
29.27 section 69.77, and instead show "CITY OF BLOOMINGTON; LOCAL." The reference to  
29.28 Minnesota Statutes, section 69.77, is redundant in this section because it already specifies  
29.29 "the Bloomington Fire Department." The Legislative Commission on Pensions and  
29.30 Retirement recommended this amendment.

29.31       Sec. 17. **Explanation.**

30.1 This amendment corrects a typographical error. Minnesota Statutes, section  
30.2 423A.02, subdivision 3, was amended in Laws 2013, chapter 111, article 5, section 73.  
30.3 The amendment incorrectly struck the reference to subdivision 1, when it should have  
30.4 struck subdivision 1a. Minnesota Statutes, section 423A.02, subdivision 1a, was repealed  
30.5 in Laws 2013, chapter 111, article 5, section 81. This amendment reinserts the correct  
30.6 cross-reference. The Legislative Commission on Pensions and Retirement was consulted  
30.7 in preparing this amendment.

30.8 Sec. 18. **Explanation.**

30.9 This amendment makes a terminology change. Pursuant to Minnesota Statutes,  
30.10 section 424A.02, subdivision 7, interest rates on a deferred lump-sum service pension are  
30.11 set by the defined benefit relief association's "board of trustees," not "board of directors."  
30.12 The Legislative Commission on Pensions and Retirement was consulted in preparing  
30.13 this amendment.

30.14 Sec. 19. **Explanation.**

30.15 This amendment corrects erroneous references. Minnesota Statutes, section 424B.11,  
30.16 relates to the consolidation of contribution relief associations. There is no subdivision 1a  
30.17 in Minnesota Statutes, section 424B.11. The Legislative Commission on Pensions and  
30.18 Retirement recommended deleting the reference because there is no reason a defined  
30.19 benefit relief association would need to comply with any subdivision in Minnesota Statutes,  
30.20 section 424B.11, which only relates to defined contribution plans. This amendment also  
30.21 removes a reference to Minnesota Statutes, section 424B.12, subdivision 2, which is the  
30.22 section and subdivision being amended, making the reference redundant. This amendment  
30.23 also adds two references relating to relief associations recommended by the state auditor.

30.24 Sec. 20. **Explanation.**

30.25 This amendment removes a reference to a repealed statute. Minnesota Statutes,  
30.26 section 356.315, subdivisions 7 and 8, included retirement benefit accrual rates for the  
30.27 tier I and tier II judges retirement plans. These accrual rates were repealed in Laws 2013,  
30.28 chapter 111, article 4, section 21, because the percentages were incorporated into the  
30.29 judges plan statute, Minnesota Statutes, section 490.124.

30.30 This amendment also removes a reference to Minnesota Statutes, section 356.315,  
30.31 subdivision 8a, which relates to the judges plan accrual rate. This subdivision is being  
30.32 repealed because the accrual rate will also be incorporated in Minnesota Statutes, section  
30.33 490.124.

31.1 The Legislative Commission on Pensions and Retirement recommended these  
31.2 amendments.

31.3 **Sec. 21. Explanation.**

31.4 This amendment deletes an obsolete reference. Laws 2013, chapter 111, article 14,  
31.5 section 7, adds a new definition to the judges plan. The reference to Minnesota Statutes,  
31.6 section 356.315, subdivision 8a, is deleted here because it relates to the judges plan accrual  
31.7 rate which was moved into Minnesota Statutes, chapter 490, and the subdivision is being  
31.8 repealed. The Legislative Commission on Pensions and Retirement has recommended  
31.9 this amendment.

31.10 **Sec. 22. Explanation.**

31.11 This amendment corrects language so the paragraph is consistent with the intent  
31.12 of the legislature. Minnesota Statutes, section 356.315, contained retirement benefit  
31.13 formula percentages for different retirement plan members. This section was repealed  
31.14 in Laws 2013, chapter 111, article 4, section 21, and each percentage was amended into  
31.15 the applicable plan section. In paragraph (b) the percentages were added to the tier  
31.16 I program judges; however, the same was not done for the tier II program judges in  
31.17 paragraph (c). This amendment adds the correct percentages and removes the references  
31.18 to the now repealed sections. The Legislative Commission on Pensions and Retirement  
31.19 recommended this amendment.

31.20 **Sec. 23. Explanation.**

31.21 This amendment makes corrections to and puts into proper form a local law relating  
31.22 to the Bloomington Fire Department Relief Association. The former statute is still good  
31.23 law but is no longer coded in Minnesota Statutes, pursuant to Laws 2013, chapter 111,  
31.24 article 5, section 80. Laws 2013, chapter 111, also made additional changes to the law,  
31.25 some of which necessitated the following technical corrections:

31.26 (1) This amendment corrects a range reference. Minnesota Statutes, section 69.77,  
31.27 subdivision 3, was repealed by Laws 2012, chapter 111, article 5, section 81. The correct  
31.28 range reference is subdivisions 4 to 10.

31.29 (2) This amendment corrects an erroneous reference. Laws 2013, chapter 111, article  
31.30 5, section 33, amended subdivision 4 by combining what was paragraph (d) into paragraph  
31.31 (c). Therefore, the reference to paragraph (d) is not needed.

31.32 (3) This amendment corrects an erroneous reference by striking a reference to  
31.33 Minnesota Statutes, section 356A.06, subdivision 6, which specifies investment authority

32.1 for pension plans with assets less than \$1,000,000. The Bloomington Fire Department  
32.2 Relief Association has assets in excess of \$1,000,000, so subdivision 7 applies.

32.3 (4) Finally, this amendment corrects a redundant internal reference. Minnesota  
32.4 Statutes, section 69.77, subdivision 1a, states that the provisions of Minnesota Statutes,  
32.5 section 69.77, apply only to the Bloomington Fire Department Relief Association.  
32.6 Therefore, it is not necessary to state that subdivision 1a applies to the Bloomington Fire  
32.7 Department Relief Association.

32.8 The Legislative Commission on Pensions and Retirement was consulted and  
32.9 requested the technical corrections in this amendment.

32.10 Sec. 24. **Explanation.**

32.11 This amendment corrects an erroneous reference. This appropriation was moved  
32.12 to another article, but the internal reference to "section 3" was not updated. Employer  
32.13 contributions were increased in article 9, section 3, of the law. The Legislative  
32.14 Commission on Pensions and Retirement was consulted in preparing this amendment.

32.15 Sec. 25. **Explanation.**

32.16 Subdivision 1. **Erroneous reference.** This amendment corrects an erroneous  
32.17 reference due to relettering. Minnesota Statutes, section 352.113, subdivision 4, was  
32.18 amended in Laws 2013, chapter 111, article 2, section 13. In the amendment, paragraph  
32.19 (e) was relettered paragraph (g). This instruction corrects the two instances where  
32.20 the cross-reference was not updated. The Legislative Commission on Pensions and  
32.21 Retirement was consulted in preparing this correction.

32.22 Subd. 2. **Erroneous reference.** This section instructs the revisor to correct  
32.23 cross-references in Minnesota Statutes. Minnesota Statutes, section 356.30, subdivision 3,  
32.24 was amended by Laws 2013, chapter 111, article 2, section 28. Clauses (7), (8), (9), and  
32.25 (10) were renumbered as clauses (6), (7), (8), and (9). The Legislative Commission on  
32.26 Pensions and Retirement was consulted in preparing this correction.

32.27 Sec. 26. **Explanation.**

32.28 Subdivision 1. **Obsolete statute.** This amendment repeals an obsolete statute. This  
32.29 section was a catch-all provision enacted in 1981 to apply to certain persons employed  
32.30 by the city of Minneapolis on July 1, 1978, and before July 1, 1979. The Legislative  
32.31 Commission on Pensions and Retirement has recommended that the section should be  
32.32 repealed because it is obsolete.

33.1           Subd. 2. **Obsolete subdivision.** Minnesota Statutes, section 356.315, contained  
33.2 formula percentages used to calculate different retirement plan accrual rates. To avoid  
33.3 redundancy in statutes, in Laws 2013, chapter 111 included amendments that moved  
33.4 each percentage rate into its respective plan statute. The judges plan benefit accrual rate  
33.5 percentage for tier I program judges was moved into statute, and the corresponding rate  
33.6 in Minnesota Statutes, section 356.315, subdivision 8, was repealed. However, the rate  
33.7 for tier II program judges was inadvertently overlooked and remains in statute. This  
33.8 amendment repeals the tier II judges plan accrual rate. Another correction in the revisor's  
33.9 bill amends the percentage rate into the tier II program judges plan, Minnesota Statutes,  
33.10 section 490.124, subdivision 1, paragraph (c). The Legislative Committee on Pensions  
33.11 and Retirement recommended this repealer.

APPENDIX  
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