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## State of Minnesota

## HOUSE OF REPRESENTATIVES

A bill for an act

relating to retirement; Minnesota State Retirement System; legislators retirement

NINETY-SECOND SESSION

н. ғ. №. 4015

03/07/2022

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

1.3 1.4	plan; providing for lump-sum payment of an unreduced annuity retroactive to the date a deferred member reached age 62.
1.5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
1.6	Section 1. BENEFIT PAYMENT TO RETIRED MEMBER OF LEGISLATORS
1.7	RETIREMENT PLAN.
1.8	(a) Notwithstanding any state law to the contrary, an eligible person described in
1.9	paragraph (b) is entitled to receive the lump-sum payment described in paragraph (c) from
1.10	the legislators retirement plan.
1.11	(b) An eligible person is a person who:
1.12	(1) is a member of the legislators retirement plan entitled to a deferred retirement annuity
1.13	that was augmented from 2005 through 2018;
1.14	(2) did not receive notice from the Minnesota State Retirement System, other than a
1.15	mass-mailed paper newsletter, regarding the cessation of augmentation effective December
1.16	<u>31, 2018;</u>
1.17	(3) filed an appeal with the executive director of the Minnesota State Retirement System
1.18	requesting that the person's retirement annuity be paid retroactively to the person's normal
1.19	retirement age of 62, which was denied;
1.20	(4) filed an appeal with the board of directors of the Minnesota State Retirement System.
1.21	which determined that the person should receive retroactive payment to 180 days prior to
1.22	filing the application for an annuity, rather than 60 days; and

Section 1. 1

02/18/22	REVISOR	BD/MR	22-06493

2.1	(5) has certified in writing to the executive director of the Minnesota State Retirement
2.2	System that the person would have elected to begin receiving a pension when he reached
2.3	age 62 had the person been notified that augmentation would cease December 31, 2018.
2.4	(c) Upon receipt of the certification in paragraph (b), clause (5), from a person who is
2.5	an eligible person, the executive director must pay from the assets of the legislators retirement
2.6	plan to the eligible person a lump-sum payment equal to the monthly payments the eligible
2.7	person would have received, but did not receive, had the eligible person elected to begin
2.8	receiving a pension in April 2018 when the eligible person was first entitled to an unreduced
2.9	annuity. The executive director must permit the eligible person to elect a direct rollover as
2.10	provided under Minnesota Statutes, section 356.635, subdivisions 3 to 7, if the lump-sum
2.11	payment is an eligible rollover distribution as defined in Minnesota Statutes, section 356.635,
2.12	subdivisions 4 and 5.

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

Section 1. 2