

This Document can be made available  
in alternative formats upon request

# State of Minnesota

## HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **2209**

02/13/2012 Authored by Banaian and Kieffer

The bill was read for the first time and referred to the Committee on Government Operations and Elections

1.1 A bill for an act  
1.2 relating to state government; modifying former legislators' health insurance  
1.3 coverage; changing the calculation of legislators' salary for the Minnesota  
1.4 State Retirement System; amending Minnesota Statutes 2010, sections 3A.01,  
1.5 subdivision 10; 43A.27, subdivision 4; 352D.04, subdivision 2.

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

1.7 Section 1. Minnesota Statutes 2010, section 3A.01, subdivision 10, is amended to read:

1.8 Subd. 10. **Salary.** (a) "Salary" means the regular compensation payable under law  
1.9 to a member of the legislature and paid to the person for service as a legislator.

1.10 (b) The term includes the monthly compensation paid to the member of the  
1.11 legislature ~~and the per diem payments paid during a regular or special session to the~~  
1.12 ~~member of the legislature.~~

1.13 (c) The term does not include per diem payments paid to a member of the legislature  
1.14 during a regular or special session; per diem payments other than during the regular or  
1.15 special session; additional compensation attributable to a leadership position under section  
1.16 3.099, subdivision 3; living expense payments under section 3.101; and special session  
1.17 living expense payments under section 3.103.

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

1.19 Sec. 2. Minnesota Statutes 2010, section 43A.27, subdivision 4, is amended to read:

1.20 Subd. 4. **Retired judges; ~~former~~ retired legislators.** (a) Retired judges or ~~former~~  
1.21 retired legislators may elect to purchase coverage for themselves or their dependents at  
1.22 their own expense as provided in paragraphs (b) and (c).

(b) A retired judge of the state Supreme Court, the Court of Appeals, a district court, a county court, a county municipal court, or a probate court may elect to purchase coverage provided persons listed in section 43A.24, subdivision 2, clause (c). The commissioner shall notify judges no later than the effective date of their retirement of their right to exercise the option provided in this subdivision. A retired judge must notify the commissioner or designee of the commissioner within 30 days after the effective date of retirement if the judge intends to exercise the option.

(c) A ~~former~~ retired member of the legislature may elect to purchase coverage provided persons listed in section 43A.24, subdivision 2, clause (a). A retired member must notify the commissioner or designee of the commission within 30 days after the effective date of retirement if the member intends to exercise the option.

Sec. 3. Minnesota Statutes 2010, section 352D.04, subdivision 2, is amended to read:

Subd. 2. **Contribution rates.** (a) The money used to purchase shares under this section is the employee and employer contributions provided in this subdivision.

(b) The employee contribution is an amount equal to the percent of salary specified in section 352.04, subdivision 2, or 352.045, subdivision 3.

(c) The employer contribution is an amount equal to six percent of salary.

(d) For members of the legislature, the contributions under this subdivision ~~also must~~ may not be made on per diem payments received during a regular or special legislative session, ~~but may not be made~~ on per diem payments received outside of a regular or special legislative session, on the additional compensation attributable to a leadership position under section 3.099, subdivision 3, living expense payments under section 3.101, or special session living expense payments under section 3.103.

(e) For a judge who is a member of the unclassified plan under section 352D.02, subdivision 1, paragraph (c), clause (16), the employee contribution rate is eight percent of salary, and there is no employer contribution.

(f) These contributions must be made in the manner provided in section 352.04, subdivisions 4, 5, and 6.

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