

2.1 (5) did not elect or was not provided the opportunity to elect coverage by the Teachers
2.2 Retirement Association as authorized by Minnesota Statutes 2001, section 354B.21.

2.3 (c) To be eligible for coverage by the Teachers Retirement Association, an eligible
2.4 person must submit a written application electing coverage by the Teachers Retirement
2.5 Association to the executive director of the Teachers Retirement Association on a form
2.6 provided by the Teachers Retirement Association. The application must include all
2.7 documentation of the applicability of this section and any other relevant information that
2.8 the executive director may require. Membership in the Teachers Retirement Association
2.9 commences after the date of the retirement coverage election under this section and past
2.10 salary and service credit is granted for past Minnesota State Colleges and Universities system
2.11 employment from July 1, 2001, until the executive director receives the written application
2.12 specified in this paragraph and the payments specified in paragraph (d) or (e), as applicable.
2.13 The authority granted by this section is void if the eligible person terminates from Minnesota
2.14 state system employment prior to receipt by the executive director of the Teachers Retirement
2.15 Association of the application specified in this paragraph and the amounts specified in
2.16 paragraph (d) or (e), as applicable. Coverage by the Teachers Retirement Association is in
2.17 lieu of coverage by the higher education individual retirement account plan.

2.18 (d) Subject to paragraph (e), if the eligible person elects retirement coverage by the
2.19 Teachers Retirement Association under paragraph (c), the eligible person shall execute
2.20 documents necessary to transfer the entirety of the person's account in the individual
2.21 retirement account plan to the Teachers Retirement Association and, to the extent that the
2.22 transferred account balance is less than the amount calculated under Minnesota Statutes,
2.23 section 356.551, shall pay the remaining amount within 30 days of the retirement coverage
2.24 election.

2.25 (e) The executive director of the Teachers Retirement Association shall not be required
2.26 to accept the transfer of the eligible person's account in the individual retirement account
2.27 plan if the executive director determines that the transfer is not from a pre-tax source, will
2.28 cause the account balance to be taxable to the member, or will jeopardize the tax-qualified
2.29 status of the Teachers Retirement Association. If the executive director rejects the transfer,
2.30 the eligible person shall pay the amount calculated under Minnesota Statutes, section 356.551,
2.31 from other sources acceptable to the executive director within a year of the retirement
2.32 coverage election.

2.33 (f) The authority to make a retirement coverage election under this section expires one
2.34 year from the effective date of this section.

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