


TO: Members of the Legislative Commission on Pensions and Retirement

FROM: Lawrence A. Martin, Executive Director 

RE: Amendment LCPR06-121-A9; Modification of the Department of Corrections Appeals Committee Composition by Amendment to S.F. 2239 (Pogemiller); H.F. 2362 (Smith), Omnibus Retirement Bill I, in House Committee

DATE: March 23, 2006

Amendment LCPR06-121-A9, added to S.F. 2239 (Pogemiller); H.F. 2362 (Smith), the Commission's Omnibus Retirement Bill I, by the House Governmental Operations and Veterans Affairs Committee, relates generally to Article 2 of the 2006 Omnibus Retirement Bill I, including additional Department of Corrections and Department of Human Services employees in the Correctional State Employees Retirement Plan of the Minnesota State Retirement System (MSRS-Correctional), and specifically to the Department of Corrections proposed internal MSRS-Correctional membership review and appeals process. The amendment, requested by the Department of Corrections, makes the composition of the initial review committee less specific than initially drafted, comprised of appointees by the Commissioner of Corrections, and makes the composition of the subsequent appeals committee more specific, including both departmental representatives and union representatives. The work product of the review and appeals committee, specifying additional proposed MSRS-Correctional Retirement Plan members, remains required to be forwarded to the Legislature as proposed legislation, reviewed by the Commission and ultimately included in pension legislation recommended by the Commission.

Because the review and appeals process affected by the amendment is internal to the Department of Corrections and because the amendment is requested by the department, unless there is a reason to believe from testimony by interested parties that the post-amendment review and appeals process would result in inappropriate proposed additional inclusion in the MSRS-Correctional Retirement Plan, the amendment does not appear to raise any significant pension or public policy issues.

- 1.1 moves to amend the delete everything amendment LCPR06-121 to
- 1.2 H.F. No. 2362 as follows:
- 1.3 Page 10, line 17, delete everything after "(b)"
- 1.4 Page 10, line 18, delete "employee representatives."
- 1.5 Page 10, line 32, after "coverage." insert "The appeal committee must include
- 1.6 relevant department employees and employee representatives."