

**H.F. xxxx****(LCPR15-025)****S.F. xxxx**
(Hann)**Executive Summary of Commission Staff Materials**

<i>Affected Pension Plan(s):</i>	Hopkins Volunteer Firefighter Relief Association
<i>Relevant Provisions of Law:</i>	Special law provision
<i>General Nature of Proposal:</i>	Permit disability benefit for a certain deferred member.
<i>Date of Summary:</i>	March 17, 2015

Specific Proposed Changes

- Document LCPR15-025 is local legislation applicable to the City of Hopkins and the Hopkins Volunteer Firefighter Relief Association that permits the Hopkins Volunteer Firefighter Relief Association to amend its bylaws to create a non-duty-related total and permanent disability benefit for deferred members of the relief association and to pay a disability benefit to a deferred member of the Hopkins Volunteer Firefighter Relief Association who is disabled and who has significant financial difficulties that could be addressed if he could access his earned pension coverage in the Hopkins Volunteer Firefighter Relief Association before the age 50 minimum service pension receipt age.
- The disability benefit is limited to the amount of the person's deferred service pension in total, is payable one-half in the calendar year in which an application is filed and one-half the following year, and is in lieu of any other benefit from the Hopkins Volunteer Firefighter Relief Association special fund.
- If the Hopkins Volunteer Firefighter Relief Association bylaws are amended and if the person applies for the disability, the City of Hopkins will receive from the Department of Revenue an advance payment to October 1, 2015, of their 2016 fire state aid and 2016 police and firefighter retirement supplemental state aid to ease any adverse financial impact on the relief association from an accelerated payment of the constituent's benefit by the relief association.
- The special legislation would require approval by the City of Hopkins and action by the Hopkins Volunteer Firefighter Relief Association.

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1.1 A bill for an act
1.2 relating to retirement; permitting the Hopkins Volunteer Firefighter Relief
1.3 Association to allow a deferred member to apply for a disability benefit for
1.4 a nonduty related disability.

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

1.6 Section 1. **HOPKINS VOLUNTEER FIREFIGHTER RELIEF ASSOCIATION;**
1.7 **DISABILITY BENEFIT.**

1.8 (a) Notwithstanding any provision to the contrary of Minnesota Statutes, chapter
1.9 424A, the Hopkins Volunteer Firefighter Relief Association may amend its bylaws:

1.10 (1) to define a nonduty-related total and permanent disability applicable to a deferred
1.11 relief association member; and

1.12 (2) to permit an eligible person defined in paragraph (b) who meets the eligibility
1.13 requirements of its bylaws for a deferred member nonduty total and permanent disability
1.14 benefit, upon written application, to receive a disability benefit.

1.15 (b) An eligible person is a person who:

1.16 (1) was born on January 17, 1970;

1.17 (2) became an active member of the Hopkins Fire Department on April 7, 1988; and

1.18 (3) elected to become a deferred member of the Hopkins Fire Department on July
1.19 7, 2005.

1.20 (c) A nonduty total and permanent disability benefit for a deferred relief association
1.21 member under this section may not exceed in total the amount of any vested deferred
1.22 service pension amount, is payable one-half in the calendar year in which the disability
1.23 benefit application is filed, and one-half in the calendar year next following the calendar

2.1 year in which the disability benefit application is filed, and, upon application filing, is in
2.2 lieu of any other pension or benefit from the relief association special fund.

2.3 (d) Upon the October 1 next following the effective date of this section, if the Hopkins
2.4 Volunteer Firefighter Relief Association amends its bylaws as provided in paragraph (a),
2.5 clause (1), and if the eligible person applies for the disability benefit under paragraph
2.6 (a), clause (2), accompanying the fire state aid and police and firefighter retirement
2.7 supplemental state aid payable on that date, the commissioner of revenue shall also pay
2.8 the Hopkins Volunteer Firefighter Relief Association an additional equal amount as an
2.9 advance of the state aid payable to the city of Hopkins in the next following calendar year.

2.10 **EFFECTIVE DATE; LOCAL APPROVAL.** This section is effective the day after
2.11 the date on which the Hopkins city council and the Hopkins chief clerk timely complete
2.12 their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.