

1.1 ..... moves to amend S.F. No. 1959 as follows:

1.2 Page 2, after line 5, insert:

1.3 **"EFFECTIVE DATE. This section is effective July 1, 2023."**

1.4 Page 2, after line 27, insert:

1.5 "Sec. 3. Minnesota Statutes 2022, section 299A.465, is amended by adding a subdivision  
1.6 to read:

1.7 **Subd. 8. No assignment of right to continued health insurance coverage. A peace**  
1.8 **officer's or firefighter's entitlement to continued health insurance coverage under this section**  
1.9 **is not assignable either in law or equity or subject to execution, levy, attachment, garnishment,**  
1.10 **or other legal process.**

1.11 **EFFECTIVE DATE. This section is effective July 1, 2023.**

1.12 Sec. 4. Minnesota Statutes 2022, section 352B.011, subdivision 10, is amended to read:

1.13 Subd. 10. **Member.** "Member" means:

1.14 (1) a State Patrol member currently employed under section 299D.03 by the state, who  
1.15 is a peace officer under section 626.84, and whose salary or compensation is paid out of  
1.16 state funds;

1.17 (2) a conservation officer employed under section 97A.201, currently employed by the  
1.18 state, whose salary or compensation is paid out of state funds;

1.19 (3) a crime bureau officer who was employed by the crime bureau and was a member  
1.20 of the Highway Patrolmen's retirement fund on July 1, 1978, whether or not that person has  
1.21 the power of arrest by warrant after that date, or who is employed as police personnel, with  
1.22 powers of arrest by warrant under Minnesota Statutes 2009, section 299C.04, and who is  
1.23 currently employed by the state, and whose salary or compensation is paid out of state funds;

1.24 (4) a public safety employee who is a peace officer under section 626.84, subdivision  
1.25 1, paragraph (c), and who is employed by the Division of Alcohol and Gambling Enforcement  
1.26 under section 299L.01;

1.27 (5) a Fugitive Apprehension Unit officer after October 31, 2000, who is employed by  
1.28 the Office of Special Investigations of the Department of Corrections and who is a peace  
1.29 officer under section 626.84;

2.1 (6) an employee of the Department of Commerce defined as a peace officer in section  
2.2 626.84, subdivision 1, paragraph (c), who is employed by the Commerce Fraud Bureau  
2.3 under section 45.0135 after January 1, 2005, and who has not attained the mandatory  
2.4 retirement age specified in section 43A.34, subdivision 4; ~~and~~

2.5 (7) an employee of the Department of Public Safety, who is a licensed peace officer  
2.6 under section 626.84, subdivision 1, paragraph (c), and is employed as the statewide  
2.7 coordinator of the Violent Crime Coordinating Council; and

2.8 (8) an individual who is a member under any of clauses (1) to (7) on the date the  
2.9 individual applies for duty disability benefits based on a psychological condition under  
2.10 section 352B.102 continues to be a member even if the individual is later transferred to or  
2.11 accepts employment with the individual's employing entity in a position that is not a position  
2.12 described in clauses (1) to (7).

2.13 **EFFECTIVE DATE.** This section is effective July 1, 2023."

2.14 Page 2, before line 28, insert:

2.15 "Sec. 5. Minnesota Statutes 2022, section 352B.011, is amended by adding a subdivision  
2.16 to read:

2.17 Subd. 14. **Total and permanent duty disability.** "Total and permanent duty disability"  
2.18 means a physical or psychological condition that is expected to prevent a member, for a  
2.19 period of not less than 12 months, from engaging in any substantial gainful activity and that  
2.20 is the direct result of great bodily harm incurred during the performance of duties that are  
2.21 specific to protecting the property and personal safety of others and that present inherent  
2.22 dangers specific to the positions covered by the State Patrol retirement fund.

2.23 **EFFECTIVE DATE.** This section is effective July 1, 2023."

2.24 Page 3, after line 10, insert:

2.25 "Sec. 7. Minnesota Statutes 2022, section 352B.10, is amended by adding a subdivision  
2.26 to read:

2.27 Subd. 1a. **Total and permanent duty disability** (a) A member who is determined to  
2.28 qualify for a total and permanent duty disability as defined in section 352B.011, subdivision  
2.29 14, is entitled to receive a monthly disability benefit in an amount equal to 99 percent of  
2.30 the member's average monthly salary.

3.1 (b) The benefit of a member receiving a total and permanent duty disability benefit  
3.2 whose condition is found to no longer qualify as a total and permanent duty disability but  
3.3 whose condition continues to qualify as a duty disability under section 352B.011, subdivision  
3.4 7, must be recalculated as a duty disability benefit under subdivision 1. Payment of the total  
3.5 and permanent duty disability benefit must cease following the last monthly payment  
3.6 occurring before 60 days after the executive director notifies the member that the member  
3.7 is no longer eligible for total and permanent duty disability benefits. Payment of the  
3.8 recalculated duty disability benefit must commence on the first day of the month following  
3.9 60 days after the notice by the executive director.

3.10 **EFFECTIVE DATE.** This section is effective July 1, 2023."

3.11 Page 4, after line 14, insert:

3.12 "(c) A member claiming a disability benefit must not waive the member's right to  
3.13 continued health insurance coverage under section 299A.465 as part of a settlement with  
3.14 the member's employer or another person or entity related to an application for a disability  
3.15 benefit."

3.16 Page 6, line 19, after "costs" insert "to the extent not paid for by the employee's health  
3.17 insurance"

3.18 Page 9, line 19, after "costs" insert "to the extent not paid for by the employee's health  
3.19 insurance"

3.20 Page 12, after line 24, insert:

3.21 "Sec. 13. Minnesota Statutes 2022, section 352B.105, subdivision 1, is amended to read:

3.22 Subdivision 1. **Termination.** Disability benefits payable under section 352B.10,  
3.23 subdivision 1 or 2, must terminate on the date on which the disabilitant transfers status as  
3.24 a disabilitant to status as a retirement annuitant.

3.25 **EFFECTIVE DATE.** This section is effective July 1, 2023."

3.26 Page 19, after line 9, insert:

3.27 "Sec. 20. Minnesota Statutes 2022, section 353.031, is amended by adding a subdivision  
3.28 to read:

3.29 Subd. 11. **Settlement must not include waiver of the right to continued health**  
3.30 **insurance coverage.** An applicant must not waive the applicant's right to continued health

4.1 insurance coverage under section 299A.465 as part of a settlement with the applicant's  
4.2 employer or another person or entity related to an application for a disability benefit.

4.3 **EFFECTIVE DATE.** This section is effective July 1, 2023."

4.4 Page 21, line 13, after "costs" insert "to the extent not paid for by the employee's health  
4.5 insurance"

4.6 Page 24, line 12, after "costs" insert "to the extent not paid for by the employee's health  
4.7 insurance"

4.8 Page 33, line 8, delete "August" and insert "July"

4.9 Page 33, line 29, delete "by a pro rata share" and delete "of" and insert "by"

4.10 Page 33, line 33, delete the second "but" and insert "and"

4.11 Page 34, line 9, delete everything after "members" and insert a colon

4.12 Page 34, delete lines 10 to 11 and insert:

4.13 "(i) one dollar for every two dollars, up to 125 percent of the base monthly salary, by  
4.14 which the sum exceeds the base monthly salary; and

4.15 (ii) one dollar for each dollar by which the sum exceeds 125 percent of the base monthly  
4.16 salary;

4.17 where "sum" means the sum of the current disability benefit plus actual monthly  
4.18 reemployment earnings and "base monthly salary" means the base monthly salary currently  
4.19 paid by the employing governmental subdivision for similar positions."

4.20 Page 34, line 14, delete "January 1, 2024" and insert "July 1, 2023, but a member's  
4.21 disability payments must not be reduced by the offsets under paragraph (c), clauses (1) and  
4.22 (2), until January 1, 2024"

4.23 Page 36, after line 29, insert:

4.24 **"EFFECTIVE DATE.** This section is effective July 1, 2023."

4.25 Page 37, after line 22, insert:

4.26 **"EFFECTIVE DATE.** This section is effective July 1, 2023."

4.27 Renumber the sections in sequence and correct the internal references

4.28 Amend the title accordingly